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**EDITED BY**  
**FRANKLIN L. RILEY**  
**SECRETARY**

*(REPRINTED 1919)*

**By**  
**DUNBAR ROWLAND, LL. D.**  
**Secretary**

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All communications should be addressed to

**FRANKLIN L. RILEY,**  
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MISSISSIPPI HISTORICAL SOCIETY  
PUBLICATIONS

OF THE

# MISSISSIPPI HISTORICAL SOCIETY

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VOL. I.

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## MISSISSIPPI'S "BACKWOODS POET."

BY DABNEY LIPSCOMB, A. M.

To awaken greater interest in what, however estimated, Mississippians have accomplished in the field of literature, to provoke research into even its remote and unfrequented corners; and, chiefly, to place more prominently before the people of his much-loved State a poet too little known, is the double purpose of this essay.

The poet needs no introduction and offers no apology on his entrance into the domain of history; for he is no intruder there, entitled indeed to a place of honor in the proudest capitol of that noble realm. Homer precedes Herodotus and makes his record doubly valuable. The poet is in fact the maker in large measure of the history of the world. Through his entrancing and inspiring voice the aspirations of humanity have been elevated, ideals lofty in thought and deed have been constantly upheld, and will to dare and do the utmost in the cause of liberty and righteousness has been imparted in the hour of need. In the poet's verse we read, as nowhere else, the inner throbbing life of man. High or low his ascent of Parnassus, his words have a charm for us, if the Muse has bidden him welcome; and the nearer he is to us the more apt he will be to express our peculiar griefs and joys in his melodious strains.

Hence, it is with pleasure, that the claims of Mississippi's

"Backwoods Poet" to our affection and appreciation are now presented. Perhaps, he is not the greatest of the thirty or forty that might be named who in our State have as poets achieved more or less local distinction. He modestly disclaimed such honor, and assumed himself the title of "Backwoods Poet" which has been given him. S. Newton Berryhill, of Choctaw (now Webster) county, Mississippi, is his proper name. He was born October 22, 1832, and died Dec. 8, 1887.

In the preface of his poems these significant facts are stated:

"While I was yet an infant, my father with his family settled down in a wilderness, where I grew up with the population, rarely ever going out of the neighborhood for forty years. The old log school house, with a single window and a single door, was my *alma mater*, the green woods was my campus."

Yet what he learned in the log school house and the woods and by subsequent private study would put to shame very many who have enjoyed far better educational advantages; especially, when the further disadvantage under which he labored is considered. Early in life he became the victim of a serious spinal affection, which rendered him a confirmed invalid, unable the remainder of his days to stand upon his feet. Despite all these, to an ordinary man, crushing limitations, he became fairly proficient in Latin, French, German, and music, in addition to a thorough knowledge of the usual high school course in English, science, and mathematics.

To teaching, journalism, and literature he devoted his life. After a long and creditable career as teacher near his country home, during which time most of his poetry was written, he moved, about 1875, to Columbus, Mississippi. In the dingy office of the old *Columbus Democrat*, the writer first saw this unquestionably remarkable man. Cushioned in his wheel chair, before a desk, busy with his pen, Mr. Berryhill, the editor, saw not how closely he was observed, nor the look of pity he might have read in his beholder's face for one so handicapped in the race of life. But as the massive, thinly covered head was raised, and the dauntless, lofty spirit of the man shone from the dark

and deep-set eyes; as the almost cheerful expression of his pallid countenance was revealed,—pity gave way to wonder and admiration, which grew yet more with further knowledge of the man and his achievements against odds apparently so overwhelming. How respectfully on bright Sundays when he could venture out, he was lifted in his chair by friends up the double flight of steps to the audience room of the church and rolled down the aisle to the place near the pulpit, sympathetic glances following him the while, is a picture, too, not soon to be forgotten.

During his stay in Columbus he was elected County Treasurer, which office he filled acceptably two years. In 1880 he returned to Webster county, where, as has been stated, he died, Jan. 8, 1887. Little else, for the lack of information, except that he was a Methodist and a Mason, can be said of the life and character of Mr. Berryhill. What more is given must be gathered from his writings in an inferential way, which for this purpose and for their literary merit, will repay the examination now proposed.

The editorials, sound, progressive, and patriotic, must be laid aside. The rather crude but racy character sketches, Indian legends, and miscellaneous short stories, written in part during his quiet closing years, must, also, more regretfully be left unnoticed for lack of time. His poetry is the work he prized most highly, and by it his place in literature should be determined.

From boyhood, he was irrepressibly poetic. The spirit of the woods and hills early descended on him, giving his eye unwonted keenness in discerning the beauty that surrounded him, and his ear unwonted delicacy in detecting the melody that floated in every breeze. Romantic stories of their better days told him by neighboring friendly Choctaws took deep root in his youthful fancy and bore fruit in his prose and verse.

In 1878 his poems written during the forty years previous were published at Columbus in a volume entitled "*Backwoods Poems.*" Political issues of very serious nature, not altogether settled, were then too absorbing a theme to Mississippians to permit them to pay much heed to poetry, however excellent.



Hence, the work received less notice than otherwise it would. But one edition was ever published, and few copies of it can now be found.

What first strikes the reader as he turns the pages of this unpretentious little volume is the variety and uniform excellence of the versification. Under the circumstances, it was natural to suppose that this poet would attempt little else than the rhyming couplet and the ballad form of verse. Instead, stanzas varying greatly in length and rhyme order, with lines from two to six stresses, iambic and often trochaic in movement, usually well sustained, soon make a strong impression that no common poetaster has set the music to these verses.

As to length, not more than half a dozen of the two hundred twenty-six poems in the collection contain more than one hundred lines. The longest and leading poem, called *Palila*, is a metrical version of a favorite Choctaw legend, numbering one thousand tetrameter lines. This pathetic story of an Indian maiden and her ill-starred gallant lover and the upshooting by the medicine spring of the little flower the pale-face calls the lady's slipper, but known to red men as *Palila's Moccasin*, is told with dramatic effect, and has the atmosphere of freedom and wildness befitting a tale so weird and sad. Bare mention of two or three other rather lengthy poems, such as "*A Heart's History*," and "*The Vision of Blood*," will be made, principally to call attention to the excellence of the blank verse in which they are written; its ease, accuracy, and vigor are readily perceived.

The shorter poems may be conveniently classed as anacreontic, humorous, patriotic, descriptive, and personal. Many of them, as the author admits, especially those of his youth, are crude and imperfect, but he explains in a personally suggestive way that he could not cast out these poor children of his brain on account of their deformity, and craves indulgence where approval or applause must be withheld.

The poems of love and humor have little value except for the light they throw on the poet, who, though deprived of nearly all

the heart holds dear in life, could yet fully sympathize with youth in its joys and smile genially even on its follies. A few stanzas from two or three poems in his lighter vein, of which there are quite a number, will be sufficient to indicate the sunny side of the poet's nature. First, a little rustic picture:

**BETTIE BELL.**

How sweet she looked in home spun frock,  
With arms and shoulders bare,  
And yellow flowers and scarlet leaves  
Twined in her auburn hair;  
With saucy lips and fingers plump  
Stained by the berries wild;  
And hazel eyes whose drooping lids  
Half hid them when she smiled.

I could have kissed the little tracks  
Her bare brown feet had made;  
There was no huckleberry pond  
Too deep for me to wade—  
There was no rough persimmon tree  
Too tall for me to scale—  
If Bettie Bell was standing by  
With the little wooden pail.

Another with a touch of humor will next be given:

**MR. BROWN;**

**OR CIRCUMSTANCES ALTER CASES.**

"O tell me Mary have you seen  
That ugly Mr. Brown  
With pumpkin head and brimstone hair,  
And manners like a clown!  
What could have made young Charley Smith  
Bring such a gawk to town?

He has no breeding, I am sure—  
He stares at ladies so  
With those great dumpling eyes of his—  
And I would like to know

How Bettie Jones can condescend  
To take him for a beau!"

Quoth Mary, "What you say is true;  
He's awkward and he's plain;  
But then, you know, he's rich;  
And wealth with some will gain."—  
"Indeed, I never heard of that,"  
Said pretty Martha Jane.

I only got a glance at him  
At Mrs. Jen'ins' ball;  
And on acquaintance he may not look  
So ugly after all.  
I wonder if young Charley Smith  
Will ask his friend to call!"

Even in parody the isolated sufferer would at times seek self-forgetfulness or diversion. A short one is here inserted from the author's scrap-book. To a Southerner, the faithfulness and humor of the selection will be manifest:

#### A SKETCH.

The darkey sat on his stubborn mule,  
Day through the west had fled,  
And the silver light of the rising moon  
Shone on his bare bald head.

Firm as an Alp the old mule stood—  
An Alp with its crest of snow—  
The darkey thumped, the darkey kicked,  
And swore he'd make it go.

The night wore on, it would not budge  
Till it had changed its mind;  
And the darkey cursed, the darkey swore  
Till he was hoarse and blind.

At last he saw its big ears twitch,  
Its eyes cast back the while;  
And felt the skin beneath him writhe  
Like a serpent in its coil.

Then came a yell of wild despair;  
The man—oh! where was he?—  
When the clouds unveil the hidden moon  
I think perhaps we'll see.

In the patriotic poems, chiefly war lyrics, notes louder, harsher, and even bitter in their tone as the cause seems lost, strike clear and full upon the ear, disclosing their author as one of the "fire eaters" of the South, loth to accept the verdict of the sword and submit to reconstruction. In this gathering, apart from their connection with the author, two or three of these poems no doubt will be interesting for their historical value alone. "*The Storm*," written April 15, 1861, expresses in borrowed form but with graphic power the terrible suspense that then prevailed:

### THE STORM.

#### OLD DOMINION.

Watchman, tell us of the night,  
For our hearts with grief are bowed;  
Breaks no gleam of silver light  
Through the dark and angry cloud?

#### WATCHMAN.

Blacker grows the midnight sky;  
Lightnings leap and thunders roll;  
Hist! the tempest draweth nigh,—  
Christ, have mercy on our souls!

#### OLD DOMINION.

Search the northern sky with care,  
Whence the tempest issued forth,  
Are the clouds not breaking there?  
Watchman, tell us of the North.

#### WATCHMAN.

I have searched the Northern skies,  
Where the wicked storm-fiends dwell;  
From their seething caldrons rise  
Clouds as black as smoke from hell.

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## OLD DOMINION.

Turn you to the East, my friend;  
 Can you see no rosy streak?  
 Will the long night never end?  
 Day—oh will it never break?

## WATCHMAN.

I have looked; no ray of light  
 Streaks the black horizon there:  
 But the angry face of night  
 Doth its fiercest aspect wear.

## OLD DOMINION.

Raven, cease your dismal croak,  
 Cease to tear my bleeding breast;  
 Turn you where the clouds are broke;  
 Watchman, tell us of the West.

## WATCHMAN.

Black and full of evils dire,  
 Stands the cloud which hides the West;  
 Storm-lights tinge its base with fire,  
 Lightnings play upon its crest.

## OLD DOMINION.

Watchman, scan the Southern sky:  
 Is there not one star in sight?  
 Search with anxious, careful eye—  
 Watchman, tell us of the night.

## WATCHMAN.

Praise the Lord! there yet is hope!  
 Cease your groans and dry your tears:  
 Lo! the sable cloud doth ope  
 And the clear gray sky appears.  
 Wider grows the field of light  
 As the rent clouds backward fly,  
 And a starry circle bright  
 Silvers all the Southern sky.

“The Vision of Blood” written in 1864 is too long, and even if not, too lurid in its imagery to justify reproduction now.

Instead let us take this glimpse into those days of death and disaster to the South:

**TIDINGS FROM THE BATTLE FIELD.**

"Fresh tidings from the battle field!"

A widowed mother stands,  
And lifts the glasses from her eyes  
With trembling withered hands.

"Fresh tidings from the battle field!"

"Your only son is slain;  
He fell with victory on his lips,  
And a bullet in his brain."  
The stricken mother staggers back,  
And falls upon the floor:  
And the wailing shriek of a broken heart  
Comes from the cottage door.

"Fresh tidings from the battle field!"

The wife her needle plies,  
While in the cradle at her feet  
Her sleeping infant lies.

"Fresh tidings from the battle field!"

"Your husband is no more,  
But he died as soldiers love to die,  
His wounds were all before."  
Her work was dropped—"O God" she moans,  
And lifts her aching eyes;  
The orphaned babe in the cradle wakes,  
And joins its mother's cries.

"Fresh tidings from the battle field!"

A maid with pensive eye  
Sits musing near the sacred spot  
Where she heard his last good-bye.

"Fresh tidings from the battle-field!"

"Your lover's cold in death;  
But he breathed the name of her he loved  
With his expiring breath."  
With hands pressed to her snowy brow,  
She strives her grief to hide;  
She shrinks from friendly sympathy—  
A widow ere a bride.

"Fresh tidings from the battle field!"  
 O, what a weight of woe  
 Is borne upon the'r blood-stained wings  
 As onward still they go!  
 War! eldest child of Death and Hell!  
 When shall thy horrors cease?  
 When shall the Gospel usher in  
 The reign of love and peace?  
 Speed, speed, the blissful time, O Lord!—  
 The blessed, happy years—  
 When plough-shares shall be made of swords,  
 And pruning hooks of spears!

The lines on Sheridan and Butler express something more than the poet's righteous indignation at deeds by them in which he can somehow see neither virtue nor valor. As indicative of the feelings of the South in the hour of final defeat and subjugation read "Daughters of Southland" and "My Motherland." One stanza of the first must suffice:

Daughters of Southland, weep no more;  
 Their glory's priceless gem  
 Nor peace, nor war can ever mar;  
 There is no change for them.  
 Rejoice! for tho the conqueror's hate  
 Still beats upon our head,  
 Despite our chains there yet remains  
 The memory of our dead.

How tender and ardent is the patriotism in these lines:

My motherland! My motherland!  
 Though dust is on thy brow,  
 And sack-cloth wraps thy beauteous form,  
 I love thee better now  
 Than when, arrayed in robes of power,  
 Thou send'st thy legions forth  
 To battle with the hosts that poured  
 From out the mighty North.

• • • • •

My motherland! my motherland!  
Thy bravest and thy best,  
Beneath the sod their life-blood stained,  
In dreamless slumber rest;  
Thrice happy dead! They cannot hear  
Thy low, sad wail of woe;  
The taunts thy living sons must bear  
They are not doomed to know.

My motherland! my motherland!  
Their spirits whisper me,  
And bid me in thy days of grief  
Still closer cling to thee,  
And though the hopes we cherished once  
With them have found a grave,  
I love thee yet, my motherland—  
The land they died to save.

Whether he spoke for his section in these disdainful and defiant lines, descriptive of times just after the war, each may decide for himself:

#### RE-RECONSTRUCTION.

Aye, heat the iron seven times hot  
In the furnace red of hell;  
Call to your aid the venomed skill  
Of "all the fiends that fell,"  
And forge new links for the galling chain  
To bind the prostrate South again.

Stir up again your snarling pack  
Your jackals black and white,  
That tear her lovely form by day,  
And gnaw her bones by night—  
Your sniveling thieves with carpet bags—  
Your sneaking, whining scalawags!

\* \* \* \* \*

Villains, go on; each blow you strike  
To glut your hellish hate,  
But welds in one all Southern hearts,  
And state unites to state;  
And lo, compact our Southland stands—  
A nation fashioned by your hands.



But it is in the poems personal and descriptive that we get close to this poet's heart. There will be found what gave most solace to his circumscribed and lonely life. In nature as she was most attractive to him, and in lines to loved ones young and old, plaintive often but never rebellious or morose, the placid, self-restrained, yet inspiring nature of the man is brought to clearest view. Fervid in his love for beauty, he bowed none the less devoutly at the shrine of duty.

"The Old School House," "The Deserted Home," "Autumn," "The Frost and the Forest," "My Castle," "Lines on the Death of My Father," "My Old Home," and the last poem "Unfinished," are representative of the class that best reflects the poet and the man; and by their pensive beauty perhaps take firmest hold upon the reader. It is difficult to offer satisfactory illustrations without being too lengthy; but these will prove at least suggestive:

#### AUTUMN.

Let nobler poets tune their lyres to sing  
The budding glories of the early spring,—  
Its gay sweet-scented flowers and verdant trees  
That graceful bend before the western breeze.  
Be mine the task to chant in humble rhyme  
The lovely autumn of our own bright Southern  
clime.

No more the sun from the zenith high,  
With fiery tongue licks brook and riv'let dry;  
But from beyond the equinoctial line—  
Where crystal waters lave the golden mine—  
Aslant on earth he pours his mellow beams,  
Soft as the memories which light old age's dreams.

The following poem can be given entire, as it is short:

THE FROST AND THE FOREST.

The Frost King came in the dead of night—  
Came with jewels of silver sheen—  
To woo by the spinster Dian's light,  
The pride of the South—the Forest Queen.

He wooed till morn, and he went away;  
Then I heard the Forest faintly sigh,  
And she blushed like a girl on her wedding day,  
And her blush grew deeper as time went by.

Alas, for the Forest! the cunning Frost  
Her ruin sought, when he came to woo;  
She moans all day her glory lost,  
And her blush has changed to a death-like hue.

Perhaps Mr. Berryhill's best known poem is one that is personal and yet quite fanciful. It can be found in Miss Clarke's "Songs of the South." Two or three stanzas will be sufficient:

MY CASTLE.

They do not know who sneer at me because I'm poor and lame,  
And round my brow has never twined the laurel wreath of fame—  
They do not know that I possess a castle old and grand,  
With many an acre broad attached of fair and fertile land;  
With hills and dales, and lakes and streams, and fields of waving  
grain,  
And snowy flocks, and lowing herds, that browse upon the plain.  
In sooth, it is a good demesne—how would my scorers stare,  
Could they behold the splendors of my castle in the air!

The room in which I am sitting now is smoky, bare and cold,  
But I have gorgeous, stately chambers in my palace old.  
Rich paintings by the grand old masters hang upon the wall  
And marble busts and statues stand around the spacious hall.  
A chandelier of silver pure, and golden lamps illumine,  
With rosy light, on festal nights the great reception room

When wisdom, genius, beauty, wit, are all assembled there,  
And strains of sweetest music fill my castle in the air.

\* . . \* \* \* \* \*

The banks may break, and stocks may fall, the Croesus of today  
May see, to-morrow, all his wealth, like snow, dissolve away.  
And the auctioneer, at panic price, to the highest bidder sell  
His marble home in which a king might well be proud to dwell.  
But in my castle in the air, I have a sure estate  
No panic with its hydra head can e'er depreciate.  
No hard-faced sheriff dares to levy execution there,  
For universal law exempts a castle in the air.

Little remains to be said. This singular life, with an estimate of the quality and quantity of its work has been unfolded as faithfully as possible.

With greater interest, the dominant motive of the author, so frankly stated, may now be joined, without comment, to his mournful retrospect of his life work. The first is found in the lines from Mrs. Hemans inscribed on the title page of "Backwoods Poems."

—————"Id leave behind  
Something immortal of my heart and mind."

This is his salutatory. In the closing stanza of the last poem "Unfinished," the retrospect is made, and his valedictory delivered thus:

"My canvas is not full; a vacant space  
Remains untouched. To fill it were not meet—  
I'll leave it so—like all that bears a trace  
Of me on earth—Unfinished—incomplete."

To Hayne, Lanier, and Maurice Thompson, S. Newton Berryhill must yield in subtlety of melody and penetrative insight into nature's deeper meanings. Timrod and Ticknor in their war lyrics may, at times, have struck the martial chord with stronger and more dextrous hand; but it may still be justly claimed that the best of the "Backwoods Poems" compare favor-

ably with much or even most of the work of these more famous Southern poets.

If in this paper this claim has been established, its purpose is abundantly fulfilled, and the "Backwoods Poet" in environment and achievement stands out a unique figure in the literature of the State.

## MISSISSIPPI AS A FIELD FOR THE STUDENT OF LITERATURE.

BY W. L. WEBER.

Dr. Sam Johnson is sponsor for the stock illustration of history reduced to its lowest terms. His story is with reference to the Natural History of Iceland by the Danish Historian Horrebow. The learned Dane undertook to write an exhaustive account of the wintry island. Chapter Seventy-two of this history, so the story goes, had as its title the attractive phrase, Concerning Snakes. The Chapter itself, long famous for telling the whole truth in the fewest words, consists of one sentence: There are no snakes to be met with throughout the whole island.

With similar parsimony of words, if we are willing to adopt one of the almost universally accepted definitions in which beauty and permanence and universality are made the final tests of literature—if we are willing to accept so narrow a definition we may find ourselves able to write the history of Mississippi literature in one sentence. Such a history would be—in the brutal directness of Horrebow's phrase: There is no literature to be met with throughout the whole State.

But as for me, this humiliating conclusion is not to be agreed to, for I decline to be shackled by so narrow limitations. Literature has a wider meaning than is given to it in this esthetic definition, a definition which must exclude everything written by Mississippi authors. There ought to be general agreement to the commonplace that literature is life embodied in the pages of books. "Good literature is" therefore "an open door into the life and mode of thought of the time and place of literature and of history are one and inseparable. There can where it originated." On this side of our work the departments

be no genuine history of a people which fails to take into account the distinctly intellectual life of that people. The student of policies and of institutions must needs seek the help of him whose care is to trace literary currents and together they must labor by painstaking study of the writings of Mississippians to conjure up by some verbal necromancy, the literary genius and spirit of the people of the State. We are not going too far, then, in asserting that all written monuments that in any way reflect and set forth the intellectual life of the people are rightly to be enumerated in the lists of Mississippi literature.

But even after we have insisted on this wider definition of literature, Mississippi has few grounds for boasting. The list of Mississippi books is not long; the average quality is not high. Of pure literature, of the real literature of power, we have contributed scarcely fifty pages to the world's store. We may deceive ourselves and gratify our state pride by wild claims, but after the joy of self-glorification is over we shall be forced to the conclusion that our place in literary history is an humble one. Some part of this result is doubtless due to sham admiration of our literature. We have delighted to praise our books without stint; we have preferred to buy the books of others. To praise is easy; to read is weariness to the flesh. We have, therefore, praised extravagantly; we have read vicariously. It does not come within the range of this paper to suggest why Mississippi has contributed so much more to politics than to literature. Preference for the hustlings and the madding crowds rather than for the desk and its quiet enthusiasms must be accepted as a fact, let him who will account for it. Nor is this the place to argue that a local literature is a contradiction in terms. Our desire is to see the day when Mississippi shall have writers whom succeeding generations will delight to number among those who have contributed to the world's best thoughts, adequately expressed.

My purpose is not to tickle your ears with a panegyric on

what Mississippi has done in the field of literature, not to apologize for her confessed shortcomings, not to prophesy excellence as the certain outcome of the future. My purpose is a humbler one. I take for granted that there are in the state young men with literary aspirations. I wish to suggest to such, some lines of work that need to be done, and to be done at once. It is my hope that such work will be valuable in furnishing a store house of literary material and that the labor of accumulation will be admirable discipline preparing the students for creative effort—if haply they be so endowed as to be able to do work for all time.

To make my suggestions altogether practical, I shall draw up a list of channels in which the student of Mississippi literature may profitably direct his activity. (It may not be amiss just here to call your attention to the fact that by my subject-title I am restricted to that aspect of our subject which has to do with the interests of the students and have, therefore, no direct connection with the immediate interests of the author.) Turning our attention to student-work, I may as well express my opinion that we have no noble specimens of literary art to which the student may turn to make critical examination of the method and purposes of literary interpretation. We have little that may claim place even in the ranks of third and fourth rate productions. With the single exception of the poems of Irvin Russell, Mississippi has produced nothing which literary men have been willing to accord a place in the literature of America.

It is perhaps too soon to prophesy whether his place is a permanent one or not. It is, however, evident that the Mississippi student must look for a humbler class of work than that of constructive criticism. Having little material to which the rules of esthetic criticism may be profitably applied, and having no desire to be enrolled in the large and ignoble army of criticasters, our student must look for a less inviting field of activity. Yet he has the consolation of knowing that even journeyman work if it be well done is altogether worth doing. And even if we are

not yet at a stage in our literary history when we can afford to claim the right to subject our material to the tests reserved for noble literary models, we may wisely believe that ours is the work which will prepare the ground from which will spring up a harvest every way worthy of our beautiful fields of our eventful history, of our noble people.

Having agreed as to what class of work may come under a professedly literary review of Mississippi writings, we are minded to take stock of our property. Being under the conviction that everything which sets forth Mississippi life is worthy of consideration, we may conclude that every Mississippi book has a right to be included in the subject matter worthy of the attention of a Mississippi student. Justin Winsor learned by experience that every printed document was worthy of preservation in the great library of Harvard University and we shall find that no contribution of a Mississippi pen is unworthy of our care. I may call your attention to the fact that much writing of real merit is of a fugitive character and appears only to sink back into the oblivion of musty files of country newspapers.

The first work, then, to which I should assign my student is the compilation of a bibliography of Mississippi literature. So far as I know there is no man who knows how many books have been written by our own authors. A confessedly incomplete list of my own compilation reveals the name of many a work the Mississippian of average intelligence has never so much as heard of. As has already been suggested, I should not confine the list to an enumeration of bound volumes. Every pamphlet a copy of which may be had, or the actual appearing of which is assured, ought to be listed in the Bibliography of Mississippi Literature. At the very outset of our labors, we are met with a problem that meets the student of the literature of every section of the United States. What constitutes a Mississippi book? Are we to proceed on the doctrine that once a Mississippian, always a Mississippian and include in our enumeration the books of every



writer that has been in the State? If so, Jas. A. Harrison, a native born Mississippian, a Virginian by adoption, is to adorn our lists. Must we add all books written on Mississippi soil? If so, we are to include many volumes of Maurice Thompson, who spends his winters on the Gulf Coast, and dates his prefaces from Bay St. Louis. Are we to include works written by authors then legally residents of the state, afterwards citizens of other states? If so, Professors Bledsoe and Hutson are Mississippi authors. These questions must be settled before we can have an authoritative bibliography. It has been my custom to enumerate as ours, all books written by an author resident in Mississippi at the time of the writing of the volume.

After having completed the bibliography, the student would naturally turn his attention to the gathering of biographical facts connected with our own writers. Most of those who have made books have acquaintances still living. From them we must get the facts that will enable us to understand what has been written. The man wrote himself into his book, to be sure, and the facts of his life are the very best commentary on the book itself. It is a shame that we have neglected our own writers and that it was left to Professor Baskervill, a Tennessean, to give us the only adequate appreciation of Irwin Russell. But much is left to be done. The student who accumulates the recollections of Russell's friends and preserves them in the archives of the Historical Society will be doing a work worth while doing, a work which will grow in value as the years go by. This field of biographical study is practically untilled, tho we may cite as examples of how the work is to be done—Professor Baskervill's paper just mentioned, Bishop Galloway's study of Henry T. Lewis and Professor Lipscomb's account of Berryhill, the Poet.

After my student had acquired a surer touch in his progress from compiler of book-lists to painter of life-picture, he would already be prepared in literary appreciativeness to see and point out the fine poetry fossilized in the Indian names remaining in

our state. It is worth while to make lists of all our Indian geographical names, to discover the meaning of the names so collected and if possible to find out the circumstances that led to these names being given to creek, to river, to hamlet, county, as may be. In some names there is, to be sure, little poetry. The fact that Shubuta means "sour meal" does not serve as a trumpet call to the writing of a sonnet; but where there is a lack of poetry the historical fact of name-origin still remains. Why may not some Mississippi Lanier sing into fame our rivers, as the Georgia Chattahoochee has been immortalized by its own poet?

Connected with Indian names the investigator will find Indian legends. A rich mine is sure to open before a diligent worker. The fact that there are different versions of the same legend makes the material all the more valuable as a field of study. The student of ethnography as well as the student of literature finds the history of the Biloxi Indians full of interest. There is poetry even in the naming of the legend of the singing waves of the Pascagoula. There are many and complicated stories connected with the driving of the Natchez Indians from their ancestral seats. Every year makes the collecting of these legends more and more difficult. The patriotic Mississippi student will see to it that they are not lost, but are gathered into the store house for use in days to come.

Joel Chandler Harris has done a wonderful work for Georgia and the Atlantic Coast in the collection of Lore. It cannot be that Uncle Remus had no kinsmen in Mississippi. Yet no one has sought to preserve these Mississippi versions of negro folk tales. It will be remarkable if these tales have not been influenced by Indian admixtures. No student has investigated the subject to find out whether Mississippi has its distinct group of Brer Rabbit stories and whether the distinctive quality of our group is due to contact with Indian legends. Surely nobody will suggest that the work is not worth while doing. With the disappearance of the Indian and the complete conventionalizing of the negro, the opportunity will have passed away.

Not less valuable to the collector of material for the use of the future maker of Mississippi literature is the full account of the doings of famous Mississippi outlaws. It may not be too soon to investigate the deeds of Murrell and his gang. If the story of his exploits is to become literary property it must be learned before all his contemporaries have passed off the stage of life. It is not too much to expect that the William Gilmore Simms which Mississippi will some day produce may find in the doings of Murrell material for a story that may compare with some of the wildest exploits described by the South Carolina writer. May he who is to portray the early life of our State be not too slow in the coming.

Who knows but that the Mississippi literary man whom we confidently expect and to whom we await to do honor—who knows but that he may belong to the school of Cable and of Murfree and may therefore wish to write in dialect. If the student have some philological training he may wisely prepare for the writer's coming by collection of word lists—of words heard in Mississippi but words that have no literary standing—words which are for the most part confined to the use of the illiterate. Dr. Shands has already collected a list along this line in his dissertation entitled *Some Peculiarities of Speech in Mississippi*. I am sure he is mistaken in thinking that any of his words are peculiar to Mississippi, but nevertheless his list is valuable as enumerating expressions that are to be heard in our state—words which he who tries to reproduce the speech of Mississippi illiterates may not be afraid to use.

The student of our literature may wisely include in the range of his studies all references to Mississippi to be found in the literature of other sections. Not only such references as those but all accounts of Mississippi in books of travel have a rightful place in the collections of him who would gather together the raw material from which literature may some day be woven.

To the writer of reminiscences the literary student looks with hopeful eye. From such an one may be had biographical data, personal traits, literary anecdotes—in fact all the ana which the literary student of this day delights in. The humble collector of this material may not win much of fame for self—except so far as that the humbler work well done does not need to be done again and therefore wins the reward due to honest endeavor—But if he gains no reward he may rejoice in the consciousness that he is making possible the day when Mississippi may stand as a peer with other Southern States, delight to honor her own Lanier, her own Harris, her own Cable, her own Murfree, and her own Allen.

Some one is already asking what's the good of all this? Such matters may perhaps be wisely assigned as school boy tasks but there certainly can be but little value in the material after it has been laboriously collected. The study of literary history supports the contention that the accumulation of the subject matter of literature is in necessary precedence to the creative work of the producer of literature. It will but be in accord with what has taken place in the past, if a student who sets to work along lines I have suggested, who accumulates material, who immerses himself in the history and traditions of his state—it will be but natural, I say, if such an one have his heart set on fire by the enthusiasm engendered by his work and be transformed from a journeyman toiling over his tasks of accumulator into literary wizard who by the incantations of his genius may call forth the spirit of his time. Such work made Walter Scott.

May Mississippi see not another Scott but a literary man who under new conditions and with new material may create for Mississippi a new literature which may have like place in the world's literature with the immortal contributions of the great Scotchman. When that day comes the Mississippian will not have on his shoulders the burden of being an apologist and will not have to compound with his conscience in order to win the name of being patriotic in matters literary.

I have not hesitated thus to rehearse in your hearing matters already well-known to you. If I have but retold an old, old story, I have not deceived myself into thinking that I was telling you new or startling truths. The old story—the well known fact sometimes needs to be reviewed. The fact that it is so well-known, is so self-evident—causes it to be overlooked. I am quite willing to be found fault with for rehearsing at needless length what everybody knows—provided only my rehearsing will lead to these matters being attended to.

## SUFFRAGE IN MISSISSIPPI

BY HON. R. H. THOMPSON.

That portion of the present State of Mississippi and that part of Alabama lying between the Mississippi and Chattahoochee rivers, and bounded on the south by the thirty-first parallel of latitude and on the north by a line drawn due east from the mouth of the Yazoo river, was organized into the Mississippi Territory in pursuance of an act of Congress, approved April 7, 1798. Afterwards, in 1804, the country lying south of the State of Tennessee and north of the original Mississippi Territory was added; and in 1812 that portion of the present States of Alabama and Mississippi lying south of the thirty-first degree of latitude was annexed. Mississippi became a state in 1817 and Alabama was then separated from it. This historic statement at the outset will explain why several matters pertaining to suffrage in municipalities not now in the state, are hereafter mentioned.

The organic law of the Territory enacted that the people thereof should "be entitled to and enjoy all and singular the rights, privileges and advantages granted to the people of the territory of the United States, northwest of the river Ohio in and by the ordinance of the thirteenth day of July in the year one thousand seven hundred and eighty-seven, in as full and ample a manner as the same are possessed and enjoyed by the people of the said last mentioned Territory," and thus in our investigation of the subject we are led to examine the ordinance referred to, and which we find in the statutes entitled, "An ordinance for the Territory of the United States Northwest of the River Ohio," to see if it contains any provision relative to suffrage. We find it, and the words of this celebrated ordinance are as follows. "So soon as there shall be five thousand free male inhabitants, of full age, in the district, upon giving proof thereof to the governor, they shall receive authority, with time and place, to elect representatives from their counties or town-

ships, to represent them in the general assembly; provided that for every five hundred free male inhabitants, there shall be one representative, and so on progressively with the number of free male inhabitants, shall the right of representation increase, until the number of representatives shall amount to twenty-five; after which the number, and proportion of representatives shall be regulated by the legislature; Provided that no person be eligible or qualified to act as a representative, unless he shall have been a citizen of the United States three years, and be a resident in the district, or unless he shall have resided in the district three years, and in either case, shall likewise hold in his own right, in fee simple, two hundred acres of land within the same; Provided also, that a freehold of fifty acres of land in the district, having been a citizen of one of the states, and being resident in the district, or the like freehold, and two years residence in the district shall be necessary to qualify a man as an elector of a representative."

With all due respect to the fathers, nothing in statutory language could be more awkward; the reading of it, however, will serve to remind us that the modern legislator cannot claim originality for his habitual use of the word "provided" as introductory to amendments, and with which to string his ideas together.

The last of the three provisos is necessarily a limitation on the "free male inhabitants, of full age," mentioned at the beginning of the section, since there is no provision in the ordinance for the election of any officers save representatives to the general assembly; all other officers in the scheme of government here provided were appointive. An analysis of the laws of 1787, which evidently must be basis of suffrage in a number of states as well as Mississippi, shows that to entitle a person to vote under our first suffrage law he must have been (1) Free, (2) Male, (3) of full age, presumably 21 years, (4) citizen of the United States and resident of the Territory or a resident for two years in the Territory and (5) Freeholder of fifty acres of land in the district.

While this organic law was in force, of course the territorial legislation was confined, so far as concerns our subject, to municipal suffrage, but I have thought reference thereto not without the scope of this paper, since such legislation, perhaps more than any other, being untrammelled as a general rule by unyielding constitutional restrictions, throws light upon the spirit, temper and thoughts of the people on the subject at the time of the enactment.

Before the amendment of the organic law herein next mentioned I find but one piece of such legislation; by an act approved in 1803 the "freeholders, landholders and householders" of the city of Natchez were authorized by a majority vote to elect municipal officers, and the act further reads that "for the better understanding of the meaning of the term householder, it is hereby declared that any person who shall be in the occupancy of a room, or rooms, separate and apart to himself, shall be deemed a householder, and entitled to vote at the annual and other meetings of the said city: Provided that such occupancy shall have existed six months next preceding such election. Were this explanatory enactment omitted it would seem that to entitle a person to vote he should have been a freeholder and a landholder and a householder, all three conjointly, but it is apparent that the legislature did not so intend, since it provided by the explanation that if he were a householder alone, he would have been entitled to vote. The explanation, while directed at a definition of a householder, settles by indirection the only doubt arising from the text sought to be explained, but unfortunately the proviso brought with it a greater difficulty than the explanation had removed, and that was whether other householders than those directed to be so deemed, were required to have been such for six months before offering to vote. The phraseology suggests legislative amendments and indicates a difference of opinion as to who should be intrusted to vote; but all seem to have agreed upon permanent residence anchorage to the soil as an essential qualification, the difference being as to rigidity and extent to which it should be carried. The most notable thing about this, the first legislative act of Mississippi conferring the



right of suffrage, is that no distinction is made because of age, color, or sex. Whether this were by accident or design, and whether other persons than adult white males really voted thereunder, does not appear.

By an Act of Congress, approved Jan. 9th, 1808, the organic law so far as it related to Mississippi Territory, was amended so as to provide that every free white male person in the Mississippi Territory, above the age of 21 years, having been a citizen of the United States, and resident in the said territory one year next preceding an election of representatives, and who has a legal or equitable title to a tract of land by virtue of any act of Congress, or who may become the purchaser of any tract of land from the United States of the quantity of fifty acres, or who may hold in his own right a town lot of the value of one hundred dollars within the said territory, shall be entitled to vote for representatives to the general assembly of said territory.

The change just made in the suffrage laws of the territory can best be appreciated by the use of parallel columns.

Act of July 13th, 1787.

A person to vote hereunder must be

- (1) Free,
- (2) Male,
- (3) Of the age of twenty-one years.
- (4) A citizen of the United States and a resident of the Territory, or a resident for two years in the Territory, and
- (5) A freeholder of fifty acres of land in the district.

Act of Jan. 9, 1808.

A person to vote hereunder must be

- (1) Free,
- (2) Male,
- (3) Of the age of twenty-one years.
- (4) A citizen of the United States and resident of the territory one year next preceding an election at which he offers to vote,
- (5) The holder of a legal or equitable title to a tract of land, by virtue of any act of Congress, or who may become the purchaser of any tract of land from the United States of the quantity of fifty acres, or who may own a town lot of the value of one hundred dollars within the territory and
- (6) White.

This act of Congress, passed in 1808, first introduced the color line.

In 1811 four municipalities were organized by acts of the territorial legislature, Woodville, Port Gibson, Huntsville and St. Stevens; the latter two are now in Alabama. In the first one named the right to vote was conferred on the freeholders and householders within the town, and in the second the right was conferred on the landowners, freeholders and householders within said town, but in each case the grant was followed by a separate section of the act in these words: "All free male inhabitants, subject to taxation, who shall be in the occupancy of a room or rooms separate and apart to himself, shall be deemed a householder, within the meaning of this act, and shall be entitled to vote at the town elections." Clearly this section was intended to enlarge the scope of those who were authorized to vote and it could not rightfully be construed as narrowing it.

This being true, the freeholder and householders, other than those mentioned in the quoted section, were empowered to vote without reference to sex and all without regard to age or color. In the charter of Huntsville the suffrage was conferred on "all free white male inhabitants of said town above the age of twenty one years," and in the case of St. Stevens the right to vote was given to "the citizens of said town," but this was amended in 1815 so as to limit the right to landholders, freeholders and householders."

In January, 1814, the territorial legislature treated the town of Mobile as an existing municipality, the section of the country surrounding it, acquired from West Florida, was added to the territory in 1812, and restricted suffrage to the "landholders, freeholders and householders within the town," and followed this with a section in the very language of the one quoted above from the charters of Woodville and Port Gibson, but this was amended in 1816 so as to limit suffrage as written in the following section, viz: "No person shall vote at any election for president and commissioners, assessor and collector for the said town, unless he be twenty-one years of age, and shall

have been a freeholder in said town, or the tenant of a house or separate roof at least six months previous to any election and shall have paid a county, territorial or corporation tax, nor unless he be a citizen of the United States, or shall have resided within that part of West Florida now in the possession of the United States, at the time of the change of government in that province." The next legislation pertinent was the act of Congress, approved April 25th, 1814, amending the organic law of the territory. This provided "Each and every free white male person, being a citizen of the United States, who shall have attained the age of twenty-one years, and who shall also have resided one year in said territory previous to any general election, and be at the time of any such election a resident thereof, shall be entitled to vote for members of the house of representatives, and a delegate to Congress for the territory aforesaid." The only effect of this act was to dispense with the property qualification previously prescribed and to substitute in its place the payment of a county or territorial tax. In 1815 an election was authorized for the purpose of locating the county seat of Jackson County by act providing simply that such persons as were authorized to vote for representatives might cast their ballots thereat, but in 1816 a like act for Adams County was passed providing "every free male white person, being a citizen of the county of Adams who shall have arrived at the age of twenty-one years and resided in the said county twelve months previous to the said election, shall be admitted to vote thereat and none other." This brings us to the end of territorial legislation and from it we learn that ownership of or anchorage to the soil was a prominent conception of the times; all else as a necessary qualification for voting, even age, color and sex, seems to have been subordinate, or accidental or exceptional. There was certainly no prejudice then in the good old days because of color; the color idea came from without, from Congress.

#### UNDER THE FIRST CONSTITUTION.

The constitution under which Mississippi came into the Union as a state was adopted on the 15th August, 1817, and by

the first section of Article three thereof, the following provision is made: "Every free white male person of the age of twenty-one years or upwards, who shall be a citizen of the United States and shall have resided in this state one year, next preceding an election, and the last six months within the county, city or town in which he offers to vote and shall be enrolled in the militia thereof except exempted by law from military service; or having the aforesaid qualifications of citizenship and residence, shall have paid a state or county tax, shall be deemed a qualified elector; but no elector shall be entitled to vote, except in the county, city or town (entitled to separate representation) in which he may reside at the time of election."

An analysis of this section shows that in order for a person to be a qualified state and county voter thereunder he must have been,

- (1) Free,
- (2) White,
- (3) Male,
- (4) Twenty-one years of age or upward,
- (5) A citizen of the United States,
- (6) A resident of the state for at least one year,
- (7) A resident of the county, city or town at least six months,
- (8) Enrolled in the militia unless exempt therefrom, or he must have had the "aforesaid qualifications of citizenship and residence" and have paid a state or county tax.

What our forefathers meant by alternate qualifications is hard at this day to find out. A literal construction would have authorized a free white male person having the qualifications of citizenship and residence to have voted irrespective of age, but there is no record of infants having exercised the right, nor is there in our books a judicial interpretation of the constitutional provision. It is notable, too, in respect to this section of the fundamental law that crimes did not disfranchise under the terms of the constitution itself and that the murderer, the thief

*et id omne genus* are relegated to the legislature so far as voting was concerned by the 5th section of the sixth article which provides, "laws shall be made to exclude from office, and from suffrage, those who shall hereafter be convicted of bribery, perjury, forgery or other high crimes or misdemeanors." We find, however, that the legislature in 1822 undertook to perform its duty in this regard by providing that "no person shall vote at any election whatever in this state who shall have been convicted by the verdict of a jury, and the final judgment or sentence of a court of competent jurisdiction, of bribery, perjury, forgery, or other high crime or misdemeanor, unless the person so convicted shall receive a full pardon for such offense."

On the subject of pardons and its effect on the right of suffrage it may be stated here that the doctrine in this state until the adoption of the constitution of 1890 was in favor of the restoration of the right to vote; the constitution just named having made provision for a legislative restoration of the right to vote leaves the matter now an open question as concerns executive pardons.

It is worthy of note that by legislative act, approved February 10th, 1821, elections in this state were held *viva voce*, but this act remained in force only until June 13th, 1822, the date of the act repealing it, since which time they have been by ballot; since 1869 the constitutions have required them to be so. In truth there is no record of an election held *viva voce* under the law of 1821, though the election held on the 1st Monday of August, 1821, under Sec. 6, Art. 3 of the first constitution must have been so held. Of course the laws passed under the constitution of 1817 on the subject of state and county elections conformed their provisions, defining who should have the right of franchise to the terms fundamental law on the subject and, as we have seen, the legislature excluded criminals from the right to vote, but the lawmakers of that day by no means confined themselves to the constitutional qualifications when they came to prescribe who should be entitled to vote in municipal elections;

for instance, we see that "citizens of the town" were made voters in Shieldsborough (Now Bay St. Louis) in 1818, in Greenville (Jefferson county) in 1819, and in Holmesville in 1820; and "citizens of one month's residence" were allowed to vote on the subject of the location of the Madison County court house by act approved 1829, and "free white male citizens of the town above the age of twenty-one years" were made voters by act incorporating Pearlinton, passed in 1822, and in the same year "free citizens resident in the town" were made voters in Columbus. In 1821 "free white male inhabitants, resident of the town, twenty-one years of age and upwards" were authorized to vote in Monticello, and in 1831 in Warrenton; and in 1824 such residents of the county were authorized to vote on the location of the county seat of Warren Conuty.

By act of 1821 "every free white male person, twenty-one years old or upwards, an inhabitant of the town for six months and who had been assessed and paid a town tax within a year," were allowed to vote in municipal election at Port Gibson, and so too were the owners of land in that town, if the land had been assessed and taxes paid on it, whether the owner resided in the corporate limits or elsewhere; and I am advised the law of that town so remained until after the war; the idea has been adopted by several municipalities of the state in later days. By the early charters of Vicksburg, approved 1825, and Rodney, approved 1828, suffrage was conferred on "landholders, householders, freeholders and such as shall have paid a town tax, being inhabitants and residents for three months in the town."

In 1830 "freeholders and householders" were made voters in Shieldsborough (now Bay St. Louis) and Raymond, and in 1825 "freeholders and householders," whether resident or not, were given the right to vote in the town of Washington, and in 1831 the right to elect a constable was given "actual citizens of Vicksburg, over twenty-one years of age," and in 1830 the "freeholders and householders" of the town of Washington were required to be males in order to vote after that date, and the only qualification of voters in the town of Liberty, according to the

act of 1819, were that they should be "free white males, resident citizens of the town," and this is true under the first charter of Warrenton, approved in 1820. In all these instances the constitution of 1817 was not regarded as establishing a rule to be applied to municipal suffrage. By several acts passed while this constitution was operative the constitutional rule was, however, adopted in defining who should vote in municipal elections. Thus in 1821, in respect to the town of Washington the language is "persons entitled to vote for members of the general assembly," and the same language is used in the charter of Clinton, passed in 1830, and to the same language is added the words, "and who shall have resided in the town three months" in the charters of Meadville and Brandon passed in 1830 and 1831 respectively. In the amendment to the charter of Liberty, passed in 1828, suffrage is limited to "inhabitants of the town under the restrictions prescribed by the constitution of the state," and the same language substantially is to be found in the act incorporating Gallatin approved in 1829.

"The qualified electors" of Jackson county voted on the subject of the location of their court house under the provisions of an act passed in December, 1830. The "free white male inhabitants, residing within the town entitled to vote for members of the general assembly" were made the electors of the city of Jackson by the first act of incorporation passed in 1823, and by legislative grant approved in 1830 incorporating Manchester (now Yazoo City) the "inhabitants entitled to vote according to the constitution and laws of the state" were given the right to participate in municipal elections, and the same language is used in the charter of Athens, approved in the same year.

An analysis of all this will show that under the constitution of 1817 "color" was not a qualification or a disqualification in eight of the towns of the state legislated upon, viz: Shieldsborough (now Bay St. Louis), Greenville (Jefferson County), Holmesville, Columbus, Vicksburg, Rodney, Raymond and Washington. Of course slaves were not freeholders or citi-

zens, but free men of color were frequently freeholders and before the *Dred Scott* decision were regarded by many as citizens. It will be noted, too, that sex was not made a qualification or a disqualification for voting in seven of the towns whose charters were passed or amended during the period in which the first state constitution was operative, viz: those, except Washington, just enumerated. There is no evidence, however, that women ever voted in any of these towns, and all that can be learned on the subject leads to the belief that they not only never did but the right seems never to have been claimed for or by them. Free persons of color, however, as I learn, did claim the right in some of these towns and it was generally conceded by those of the white men whose interest was on the side of the claimant's political preference, but was generally denied by the opposition, and it is doubtful if a negro ever voted in any of them until after the war. On the whole it is not so clear but that the failure to exclude women and free persons of color in the early legislation on the subject of voting in municipalities was but the result of legislative awkwardness and a want of exactness in statutory exclusion and inclusion.

#### UNDER THE CONSTITUTION OF 1832.

The exact period in Mississippi legal history extends from 1832 to 1869, and embraces the period during which the constitution adopted in 1832 remained in force. This, the second state constitution, was adopted October 26, 1832; its provisions on the subject of suffrage are as follows: "Every free white male person of the age of twenty-one years or upwards, who shall be a citizen of the United States, and shall have resided in this state one year next preceding an election, and the last four months within the county, city or town in which he offers to vote, shall be deemed a qualified elector." \* \* \* "Every person shall be disqualified from holding an office or place of honor or profit under the authority of this state, who shall be convicted of having given or offered any bribe to procure his



election. Laws shall be made to exclude from office and from suffrage those who shall hereafter be convicted of bribery, perjury, forgery, or other high crimes or misdemeanors." \* \* \*

The second of the sections above quoted was acted upon by the law-making power March 2, 1833, and the following piece of legislation then become operative:

"No person shall vote at any election whatever in this state, who shall have been convicted by the verdict of a jury and the final judgment of a court of competent jurisdiction, of bribery, perjury, forgery, or other high crimes or misdemeanors, unless the person so convicted shall have received a full pardon for such offense."

It will be noted that the conviction must have been by the verdict of a jury and the judgment of the court both conjunctively. What was the effect if the criminal plead guilty does not seem to have been considered. Of course the general legislation of the state on the subject of state and county elections, conformed to the constitution, and we are again led to examine the acts incorporating municipalities within the period, and providing who should be voters therein, in order to obtain light on the thought of the times relative to our subject.

A great many cities and towns were incorporated during this period; in a large majority of charters it was simply provided that the "qualified voters" should exercise the right of suffrage, thus recognizing the constitutional rule. In many instances additional qualifications to those named in the constitution were imposed, thus, residence for a specified time within the corporate limits was required in 1833 for Columbus, Amsterdam, Manchester (now Yazoo City), Jackson, Sartartia, Liberty, Woodville, and in 1836 for Plymouth. But by no means did the legislatures of the period conceive that they were bound to require all the constitutional qualifications as essential for municipal suffrage. A favorite idea was to authorize "every free white male inhabitant of the town" who had resided therein for a

specified time, to vote in municipal elections. This was the case in Raymond, by act passed in 1833; Salem, Starkville and Sharon, 1837; Cotton Gin Port, Farmington and Philadelphia, 1838; Cooksville and Emory in 1839; Hernando, 1840; Gainesville, 1846; Shongole and Camargo, 1850; Sarepta, Hermans, Eastport and Benela, 1852; Columbus and Aberdeen, 1854 (in the latter, however, non-resident freeholders were allowed to vote by the act); Bonner, 1860; Wesson, Beauregard, Hickory and Hazlehurst, 1865; Lodi, Batesville and Sardis, 1866; Crystal Springs and Winona, 1867. In addition to the ordinary qualifications the payment of a town tax was required for Grand Gulf, 1833; Vicksburg, 1833 and 1839; Rodney, 1844; Yazoo City, 1846; Natchez, 1865. During this period, too, a few municipal charters pursued the language which was so frequently used at an earlier day—"freeholders, landowners and householders." This was the case in the acts for Shieldsborough (now Bay St. Louis), 1838 and 1850; Pass Christian and Biloxi, 1838, and Rodney, 1844. In a few instances every adult resident person was allowed to vote, without reference to race, color, sex or anything else if the laws were administered as they are written. This was the case in Macon, 1836; Paulding, 1837, and Raleigh, 1838, and in Brandon, by act of 1833, resident persons were not excluded by law because of infancy. For liberality of sentiment on the subject of universal suffrage, Brandon's charter of 1833 is without an equal, but whether this liberality of expression proceeded from a liberality of feeling or from ignorance in the forms of expression doth not appear. Registration of voters was first required in this state by act passed in 1839, and it applied to municipal elections at Vicksburg only; in 1861 a similar provision was enacted for Canton, and in 1865 for Natchez. Of late years a municipal registration is quite common, as we shall see hereafter.

#### UNDER THE CONSTITUTION OF 1869

By the second section of article seventh, constitution of 1869,

the following qualifications of voters were prescribed; in order to be a voter a person must have been,

1. Male,
2. Inhabitant of the state; idiots, insane persons and Indians not taxed excepted,
3. Citizen of the United States, or naturalized,
4. Twenty-one years old or upwards,
5. Resident of the state six months and in county one month,
6. Duly registered.

And by section two, article twelfth thereof, the legislature was required to pass laws to exclude from suffrage "those who shall hereafter be convicted of bribery, perjury, forgery or other high crime or misdemeanor."

The public laws of the state, on the subject of state and county elections, of course conformed to the constitutional provisions; the section thereof found in the code of 1871 on the subject of criminals excluded from the right to register and vote "persons convicted of bribery, perjury, forgery or infamous crime;" that of 1880 denied suffrage to persons convicted of bribery, perjury, forgery, grand larceny or any felony.

Under this constitution (1869) of course the negroes were voters. Much has been said of late years to the effect that the grant of the right to vote on the negroes by the fifteenth amendment to the constitution of the United States was a mistake; perhaps the adoption of that amendment was an error in statecraft; certainly it proved a party mistake to the Republican party. But every thoughtful and candid man will doubt the proposition that the grant of suffrage to the negro was a mistake when viewed from the standpoint of the negro's welfare. Would his rights as a citizen have been as soon respected had he remained deprived of political power? Of course this is a question that can never be settled. We can only speculate upon it.

The provisions of this constitution, like that of the preceding ones, were construed by the legislature as applying only to

state and county elections; hence we find that in municipal matters the provisions of the acts of the legislature passed under it defining who should vote in city, town and village elections are variant. It is sufficient to extract from the numerous municipal charters any governing principle. It is apparent, however, that the tendency was, perhaps from convenience of expression, to adopt the constitutional rule, simply adding that the voter should be a resident of the municipality. In a few instances persons having "permanent business" in the town were permitted to vote at municipal elections even though their citizenship and residence were elsewhere.

This was the case in Bolton, 1871; Quitman, 1880; Laurel, 1886; Scooba, 1886; and non-resident freeholders of the town were permitted to vote in Senatobia in 1882 and Tunica, 1888.

In a majority of cases the provision was that the voter should be a qualified elector of the state, or state and county, and that he should have resided within the municipal limits a specified time. This time varied greatly, from ten days, the shortest, to two years. Of the various acts of legislation on this subject I find thirteen in which the length of residence was required to be only ten days; one in which the time is fifteen days; eight fixing twenty days; forty-five prescribing one month; nine fixing two months; fifteen naming three months; nine prescribing four months; one fixing five months; twenty-one naming six months; three fixing one year, and four prescribing two years. The municipalities in which one year's residence was required are Pass Christian (a seashore resort), the purpose evidently being to exclude summer visitors, 1882; Rosedale, 1890; and Durant, 1890. Those in which two years' residence was prescribed are Eureka Springs, 1880; Seven Pines, 1882; Pass Christian, 1890; and Jackson, 1890. The principal purpose in each, except the summer resort, was to exclude the transient negro voter.

During this period it was not unusual for the legislature to provide that there should be a separate registration of municipal voters. This was the case with Natchez, 1870; Columbus, 1884;

Senatobia, 1884; Macon, 1884; Yazoo City, 1884; Ellisville, 1884; Bolton, 1886; Bay St. Louis, 1886; Brooksville, 1886; Fulton, 1886; Pass Christian, 1886; Scooba, 1886; Biloxi, 1888; Terry, 1888; Potts Camp, 1888; Tunica, 1888; Water Valley, 1888; Rosedale, 1890; Clarksdale, 1890; Jackson, 1890; Durant, 1890; Indianola, 1890.

The prepayment of a municipal tax was in several instances made a requisite qualification: This was the case as to a street tax in Brookhaven, 1884; Greenville, 1884 and 1886; Vicksburg, 1886; Vaiden, 1886; and as to street tax and poll tax, Jackson, 1890; Durant, 1890.

In but one instance during the period, 1869 to 1890, do we find the "householders and freeholders" made voters, the case of Greenwood Springs, 1871, though, as we have seen, this was a favorite idea in the early days of the state. In 1882 the spirit of liberality was given full scope by the act providing that "all persons residing within the town limits" should have the right to vote in Columbia; again we will make the suggestion of a skeptic and express doubt whether the girl babies exercised the right.

#### UNDER THE CONSTITUTION OF 1890.

The provisions of the new constitution of Mississippi on the subject of suffrage are as follows:

#### ARTICLE 12.

##### FRANCHISE.

Section 240. All elections by the people shall be by ballot.

Section 241. Every male inhabitant of this state, except idiots, insane persons, and Indians not taxed, who is a citizen of the United States, twenty-one years old and upwards, who has resided in this state two years, and one year in the election district, or in the incorporated city or town in which he offers to vote, and who is duly registered as provided in this article, and

who has never been convicted of bribery, burglary, theft, arson, obtaining money or goods under false pretenses, perjury, forgery, embezzlement, or bigamy, and who has paid, on or before the first of February of the year in which he shall offer to vote, all taxes which may have been legally required of him, and which he has had an opportunity of paying according to law for the two preceding years, and who shall produce to the officers holding the election satisfactory evidence that he has paid said taxes, is declared to be a qualified elector; but any minister of the gospel in charge of an organized church shall be entitled to vote after six months' residence in the election district, if otherwise qualified.

Section 244. On and after the first day of January, A. D. 1892, every elector shall, in addition to the foregoing qualifications, be able to read any section of the constitution of this state; or he shall be able to understand the same when read to him, or give a reasonable interpretation thereof. A new registration shall be made before the next ensuing election after January the first, A. D. 1892.

The qualifications at the present time, therefore, of an elector are:

1. Male,
2. Inhabitant of the state, excluding idiots, insane persons and Indians not taxed,
3. Citizen of the United States,
4. Twenty-one years old or upwards,
5. Resident of the state for two years,
6. Resident for one year in the election district, or city or town, except ministers of the gospel who may vote on six months' residence.
7. Duly registered.
8. Never convicted of bribery and other enumerated crimes,
9. Has paid two years' taxes,
10. Able to read any section of the constitution of the state;

or able to understand the same when read to him, or give a reasonable interpretation thereof.

It will be noted that these constitutional qualifications, unlike the provisions of former fundamental laws, are by the section above quoted made to apply to electors in municipal elections; the legislature, however, is authorized to prescribe additional qualifications. And it has prescribed as such additional qualifications, by the section on that subject in the chapter of the new Code on Municipalities, that the voter must have resided within the corporate limits for one year next before he offers to register and he must not be in default for taxes due the municipality for the two preceding years.

Much has been said about this constitution, both for and against it; especially has the "understanding clause," the tenth qualification as enumerated above, been severely criticised. Thus we find in the *American Law Review* of January-February, 1892, the following: "It is quite apparent that this clause was never intended to be carried out faithfully. It will be so administered as to exclude the negro voters, hardly one of whom will be eligible under it, and so as not to exclude the ignorant white voter. The last qualification, the ability to give a reasonable interpretation of any clause of the constitution of the state, would exclude nearly all the lawyers and judges in the state. In this manner the people of Mississippi endeavor to solve the appalling problem of carrying on civil government with a mass of voters easily corrupted and so stolid and ignorant as not to be able to understand the first principles of their political institutions."

And we find in the *Atlantic Monthly*, December, 1892, the following statement in reference to it:

"That it may, and probably will, be put into operation so as to preclude the negro from voting, while his equally ignorant white neighbor is allowed the privilege, appears from the fact that the inability to read does not constitute an absolute basis of exclusion; for the inspectors may allow a person to vote who

can understand or give a reasonable interpretation of a section of the constitution when read to him. It is apparent that an inspector may very easily reject as unreasonable an interpretation from a colored man, and accept one no whit better from a white man. Such discrimination in practice would be very hard to discover."

And Mr. John F. Dillon, one of the most distinguished of American lawyers, in his address as President of the American Bar Association, at Saratoga, August, 1892, speaking of this section of the Mississippi Constitution of 1890, says:

"It has been supposed that this clause was a concession made in the interest of illiterate whites; but whether this be so or not, a general and indiscriminate requirement that all voters shall be able to read and write is, in my judgment, not contrary to the fundamental principles of American government, but in accordance with the principles on which such government must securely rest, namely, the intelligence and virtue of the people."

I have heard attributed to a distinguished United States Senator, who would have been glad to have come to a different conclusion, that this constitution demonstrated that Anglo-Saxon ingenuity could accomplish anything; that the provisions of it on the subject of the suffrage was a practical repeal of the fifteenth amendment of the constitution of the United States, and yet the result was effected in such a way that its legality could not be successfully denied.

The truth is, without reference to the designs of its authors, that we have under it in the state, to all intents and purposes, an educational qualification pure and simple. More negroes, the *American Law Review* and the *Atlantic Monthly* to the contrary notwithstanding, have registered under the alternate or understanding clause than white men. Only 2,672 illiterate, both white and black, had up to 1893 registered under it. I have not seen the figures since. The negroes who have taken advantage of it exceed the white men who have done so in a majority of the counties of the state.

It seems that the illiterate white man shrinks from an appli-



cation to be registered under the "understanding clause;" a refusal to advertise his incapacity, while the negroes as a rule have but little to lose; but another truth is that with scarcely an exception the negroes are thoroughly content with the constitution, and are satisfied to be measured for registration and voting by its standards. The writer, as a member of the convention which adopted the constitution, voted against the "understanding clause," but now that he has seen its practical workings he is prepared to say that the convention did the very best thing that it could have done under the circumstances surrounding it.

This "understanding clause" is not without a parallel in the constitutions of other states; as was pointed out by Senator George of this state in the United States Senate, it is no more difficult of honest administration than are the provisions of the constitutions of other states: for example, the constitution of Vermont of 1777 provided that an elector "should be of quiet, peaceable behavior," and the constitution of Connecticut requires at this day that the voter shall sustain "a good moral character," and numerous other like instances that might be mentioned.

The constitutional provision that a person shall not register as a voter within four months of an election is believed to be a wise measure; the ignorant, the indifferent and the sordid voter fails to register; political excitement never exists to any considerable extent so long before the election; there is no such thing as hiring men to register, for those who can be hired, cannot be trusted for so long a time to vote in the promised or expected way. It is believed that the provision is worthy of adoption everywhere.

The legislation of Mississippi under the constitution of 1890 conforms to that instrument.

By sections 3624 to 3640 of the code (1892) ample provision is made for appeals from adverse rulings of registration officers, and the humblest citizen of the land, the humblest negro, if you please, can invoke the courts of the country, even the Supreme Court, for protection in case he be improperly denied

the right to register and vote, and he is also provided with ample remedy before the courts in every case where the right is improperly granted to others. These Code sections are as follows:

3624. *Appeal by person denied registration.*—Any person denied the right to register as a voter may appeal from the decision of the registrar to the Board of election commissioners by filing with the registrar, on the same day of such denial or within five days thereafter, a written application for appeal.

3625. *Appeal by other than person denied.*—Any elector of the county may likewise appeal from the decision of the registrar allowing any other person to be registered as a voter; but before the same can be heard the party appealing shall give notice to the person whose registration is appealed from, in writing, stating the grounds of the appeal; which notice shall be served by the sheriff or constable, as process in other courts is required to be served; and the officer may demand and receive for such service, from the person requesting the same the sum of one dollar.

3626. *Appeal heard de novo.*—All cases on appeals shall be heard by the boards of election commissioners de novo, and oral evidence may be heard by them; and they are authorized to administer oaths to witnesses before them; and they have the power to subpoena witnesses, and to compel their attendance; to send for persons and papers; to require the sheriff and constables to attend them and execute their process. The decisions of the commissioners in all cases shall be final as to questions of fact, but as to matters of law they may be revised by the circuit and supreme courts. The registrar shall obey the orders of the commissioners in directing a person to be registered, or a name to be stricken from the registration books.

3637. *Appeal from the decision of the Commissioners.*—Any elector aggrieved by the decision of the commissioners, shall have the right to file a bill of exceptions thereto, to be approved and signed by the commissioners, embodying the evidence in the case and the findings of the commissioners, within two days after the rendition of the decision, and may thereupon appeal to the circuit court upon the execution of a bond, with two or more sufficient sureties, to be approved by the commissioners, in the sum of one hundred dollars, payable to the state, and conditioned to pay all costs in case the appeal shall not be successfully prosecuted; and in case the decision of the commissioners be affirmed, judgment shall be entered on the bond for all costs.

3638. *Duty of Commissioners in case of appeal to Circuit Court.*—It shall be the duty of the commissioners, in case of appeal from their decision, to return the bill of exceptions and the appeal bond into the

circuit court of the county within five days after the filing of the same with them; and the circuit courts shall have jurisdiction to hear and determine such appeals.

3629. *Proceedings in the Circuit Court.*—Should the judgment of the circuit court be in favor of the right of an elector to be registered, the court shall so order, and shall, by its judgment, direct the registrar of the county forthwith to register him. Costs shall not, in any case, be adjudged the commissioners or the registrar.

3630. *Costs; compensation, etc.*—The election commissioners shall not award costs in proceedings before them; but the circuit and supreme courts shall allow costs, as in other cases. The sheriffs, when required to attend before the commissioners at their meetings, shall be paid two dollars a day, to be allowed by the board of supervisors.

Having now considered and presented the evolution of suffrage in this state and given by way of recital and incidentally at least, its present status, we come to consider the objects upon which the suffrage may be exercised, and this can be easily stated by the general averment that all legislative and executive officers are elected by the suffragists; the executive officers of the state are not elected necessarily by a plurality or a majority vote. We have a sort of an electoral scheme, which is created by the constitution in the following words:

SECTION 140.—The governor of the state shall be chosen in the following manner: On the first Tuesday after the first Monday of November of A. D. 1895, and on the first Tuesday after the first Monday of November in every fourth year thereafter, until the day shall be changed by law, an election shall be held in the several counties and districts created for the election of members of the house of representatives in this state, for governor, and the person receiving in any county or such legislative district the highest number of votes cast therein, for said office, shall be holden to have received as many votes as such county or district is entitled to members in the house of representatives which last named votes are hereby designated "electoral votes." In all cases where a representative is apportioned to two or more counties or districts, the electoral vote, based on such representative, shall be equally divided among such counties or districts. The returns of said election shall be certified by the election commissioners, or a majority of them, of the several counties, and transmitted, sealed, to the seat of government, directed to the secretary of state, and shall be by him safely kept and delivered to the speaker of the house of representa-

tives at the next ensuing session of the legislature within one day after he shall have been elected. The speaker, shall on the next Tuesday after he shall have received said returns, open and publish them in the presence of the house of representatives, and said house shall ascertain and count the vote of each county and legislative district and decide any contest that may be made concerning the same, and said decision shall be made by a majority of the whole number of members of the house of representatives concurring therein, by a *viva voce* vote, which shall be recorded in its journal; *Provided*, In case the two highest candidates have an equal number of votes in any county or legislative district, the electoral vote of such county or legislative district shall be considered as equally divided between them. The person found to have received a majority of all the elective votes, and also a majority of the popular vote, shall be declared elected.

Section 141. If no person shall receive such majorities, then the house of representatives shall proceed to choose a governor from the two persons who shall have received the highest number of popular votes. The election shall be by *viva voce*, which shall be recorded in the journal, in such manner as to show for whom each member voted.

Section 142. In case of an election of governor or any state officer by the house of representatives, no member of that house shall be eligible to receive any appointment from the governor or other state officer so elected during the term for which he shall be elected.

Section 143. All other state officers shall be elected at the same time and in the same manner as provided for election of governor.

The legislature is prohibited from electing officers to a very great extent by the following section of the constitution:

Section 99. The legislature shall not elect any other than its own officers, state librarian and United States Senators; but this section shall not prohibit the legislature from appointing presidential electors.

All the judges of the state, except justices of the peace, are appointed by the Governor by and with the advice and consent of the senate. Mississippi was, it may be mentioned parenthetically, the first state to provide for an elective judiciary; this was done in her constitution of 1832; but she is now as far away from that mode of selection as she can well be, her present constitution providing for their appointment and her people generally, it is believed, are thoroughly satisfied with the present status of the matter. There are two instances in which the electors vote directly upon the subject of the enforcement of laws;

and without an affirmative vote in their favor the statutes are not enforced. These are, first the Local Option law, by which the qualified electors of a county, if a majority vote against the sale, may prohibit the licensing of dram-shops in the county, and under which a large majority of the counties of the state have secured absolute statutory prohibition of the liquor traffic; and, second, the fence and stock law, by which is determined the question of whether the owners of live stock shall keep them confined, and thus allow of the production of crops on unenclosed lands. This resolves itself into a question of "fences" or "no fences," and it is left to a vote in the counties, or parts of counties can vote upon it. This question is left to "the resident freeholders and leaseholders for a term of three years or more" of the territory so voting. It will be noticed that neither sex nor age is mentioned, and in truth women and infants do actually vote in the state, on this interesting and to those involved, most serious question.

The Supreme Court of the state has settled beyond cavil that the statute is constitutional and valid. This "fence" or "no fence" election is possibly an exception to the general rule of the state that a plurality vote elects or carries. I say, possibly is an exception, because of ambiguity in the statute, construed as I think it may be seen by some minds, it will require two thirds of the vote cast to put the "no fence" law in force.

All elections in Mississippi since 1821 have been by ballot, and this is now the constitutional rule; we have here the Australian or secret ballot system very much as it is found in a number of states of the Union, and it accomplishes in its practical operation the primary objects of the system; first, the absolute prevention of bribery, for no man will bribe a voter if the only evidence of the delivery of the contracted-for vote be the word of the bribe taker, and, second, the prevention of intimidation of voters, which is practically impossible.

The absence from the voting place since the introduction of the system of the ticket broker and professional bummer is notable.

It was the intention of the writer when this article was begun to present his views on many of the questions suggested and germane to the general subject, but this paper has now grown so long that he will have to be content with a presentation of a mere historical narrative of matters pertaining to suffrage in this state. He consoles himself with the reflection that perhaps such a contribution may be more valuable to the true and earnest student of the subject than would be any discourse that he might write which in its nature was sought to be made philosophical, or which was merely speculative. If the facts are presented, if the history be made accessible, the student who is interested enough to read will draw the proper conclusions.

## SPANISH POLICY IN MISSISSIPPI AFTER THE TREATY OF SAN LORENZO.

BY FRANKLIN L. RILEY, PH. D.

October 16, 1795,<sup>1</sup> Thomas Pinckney, in behalf of the United States and the Prince of Peace, representing His Catholic Majesty, signed at San Lorenzo el Real, a treaty which contained among other things, the following stipulations:

"The southern boundary of the United States, which divides their territory from the Spanish colonies of East and West Florida, shall be designated by a line beginning on the River Mississippi at the northernmost part of the thirty-first degree of latitude north of the equator, which from thence shall be drawn due east to the River Apalachicola," etc.

"If there should be any troops, garrisons or settlements of either party in the territory of the other according to the above-mentioned boundaries, they shall be withdrawn from the said territory within the term of six months after the ratification of this treaty, or sooner if possible."

"One Commissioner and one Surveyor shall be appointed by each of the contracting parties, who shall meet at the Natchez on the left side of the River Mississippi before the expiration of six months from the ratification of this convention and they shall proceed to run and mark this boundary according to the stipulations."

"The navigation of the said (Mississippi) River, in its whole breadth from its source to the ocean shall be free only to his (Catholic Majesty) subjects and the citizens of the United States, unless he should extend this privilege to the subjects of other Powers by special convention."

"The two high contracting parties shall----maintain peace and harmony among the several Indian nations who inhabit the country adjacent to----the boundaries of the two Floridas." "No treaty of alliance or other whatever (except treaties of peace) shall be made by either party with the Indians living within the boundary of the other."

These terms, so favorable to the United States and so destructive of Spanish interests, had long been the rock upon which all plans for an adjustment of the differences between the two powers had been stranded.<sup>2</sup> Nor were they finally extorted

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<sup>1</sup>Ratifications were exchanged at Aranjuez, April 25, 1796, and the treaty was proclaimed August 2, of the same year.

A copy of this treaty is given in the American State Papers. Foreign Relations, vol. 1, 546 et seq; also in the Treaties and Conventions Concluded Between the United States and Other Powers Since July 4, 1776. Sen. Ex. Doc. 2d Session, 48th Congress, Vol. I, Pt. 2, 1006, et seq.

<sup>2</sup>See Trescot's Diplomatic History of the Administrations of Washington and Adams. Chapters I and IV.

from Spain until a concurrence of unfavorable events had precipitated a diplomatic crisis. Even then his Catholic Majesty seemed to consider such stipulations as only a temporary expedient, the fulfillment of which he hoped eventually to be able to evade. The Prince of Peace himself admits that political circumstances forced Spain to consent to the treaty and intimates further that he would have made even greater concessions if they had been demanded by the United States. In writing of these negotiations, he says:

"I had taken to heart the treaty (Jay's), which unknown to us the English cabinet had negotiated with the United States of America; this treaty afforded great latitude to evil designs; it was possible to injure Spain in an indirect manner and without risk, in her distant possessions.

"I endeavored to conclude another treaty with the same states, and had the satisfaction to succeed in my object; *I obtained unexpected advantages*, and met with sympathy, loyalty, and generous sentiments in that nation of Republicans."

Subsequent events proved, however, that Godoy had overestimated the probabilities of a consolidation of interests between the United States and Great Britain, and that Spain had also failed to gain that ascendancy over the affairs of this "nation of republicans," which she hoped to do through this treaty.<sup>2</sup> She was therefore no longer interested in fulfilling its stipulations. These facts are substantiated by a letter which Stod-

<sup>2</sup>Godoy's Memoirs, Vol. I.45-'8 et seq. Quoted from Trescot, 253. It is very evident that Mr. Pinckney understood the circumstances that determined the course of the Spanish Minister. See American State Papers For. Rel. I. 535. Martin, who has studied the subject from the standpoint of Louisiana, says (History of La., 269) that this was also understood by the King's officers in New Orleans.

<sup>3</sup>The United States and England had previously agreed that they would share equally in the navigation of the Mississippi and on May 4, 1796, six months after the treaty with Spain, the United States and England subscribed to the following: "No other stipulation or treaty concluded since (the date of their former treaty) by either of the contracting parties with any other Power or Nation, is understood in any manner to derogate from the right to the free communication and commerce guaranteed by the 3d article of the treaty to the subjects of His Britannic Majesty."—Amer. State P. For. Rel. II. 15. In a letter to the Spanish Minister, Chevalier de Yrujo, dated January 20, 1798, Mr. Pickering says that the United States "have not asked, nor will they have occasion to ask Spain to be the guardian of their rights and interests on the Mississippi."—Ib. 102.



dard<sup>1</sup> claims was written by Governor Gayoso in June, 1796, to a confidential friend, and which came to light several years afterward. In this communication Gayoso claims that:

"The object of Great Britain in her treaty with the United States about this period, was to attach them to her interests, and even render them dependent on her, and, therefore, the Spanish treaty of limits was made to counterbalance it; but as Great Britain had totally failed in her object it was not the policy of Spain to regard her stipulations."

In order to evade the treaty, she now returned to a line of policy which she had adopted several years previous<sup>2</sup> and which had also been tried by more than one foreign power<sup>3</sup> since the combined efforts of England, France and Spain to "coop up" the United States between the Alleghanies and the Atlantic, at the close of the Revolutionary War.<sup>4</sup> This was nothing less than a dismemberment of the United States. But the accomplishment of this bold project required time. She, therefore, resorted to her historic policy of procrastination, hop-

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<sup>1</sup>Sketches of Louisiana (1812), 98-9. The author of these sketches, a major in the army of the United States, took possession of upper Louisiana in behalf of his government, under the treaty of cession, in March, 1804. His book was based upon "local and other information" furnished by "respectable men" "in most of the districts" of which he wrote, together with his own extensive excursions, during the five years in which he was stationed on various parts of the lower Mississippi.

<sup>2</sup>This is the language of Stoddard, which was based upon Gayoso's letter. See Sketches of La. 98-9.

<sup>3</sup>In 1787, the Intendant of Louisiana, acting in accordance with instructions from the Spanish court, prepared an elaborate memoir on the political situation in America. "He represented the people of the United States as extremely ambitious, as animated by the spirit of conquest and as anxious to extend their empire to the shores of the Pacific. He then suggested a line of policy, which in his opinion, it was incumbent on Spain to adopt. The dismemberment of the western country, by means of pensions and commercial benefits, was considered by him as not difficult. The attempt was therefore strongly urged, particularly as it would, if successful, greatly augment the power of Spain in this quarter and forever arrest our progress westward. These suggestions were favorably received, and formed the groundwork of that policy which Spain afterwards pursued."—Sketches of La., 98.

<sup>4</sup>Ib. 85.

<sup>5</sup>See Hinsdale's Old Northwest, Chapter X. A bibliography of the Negotiations at Paris, 1782-'83, is given in Hinsdale's Southern Boundary of the United States, published in the Annual Report of the American Historical Association for 1893, p. 339, footnote.

ing ultimately to evade the treaty and thus regain what had been wrested from her in diplomacy. She was fully aware of the dissatisfaction the western states had expressed over the tardiness and at times the apparent indifference of the United States to the navigation of the Mississippi<sup>1</sup> and she also realized that the publication of the treaty "would bring her project of dismemberment to a crisis and in a manner to compel the western people to make a decided election to adhere to the Atlantic states or to embrace the splendid advantages held out to them on the Mississippi." Hence, upon the announcement of the treaty in New Orleans, a Spanish emissary was immediately dispatched from that place to Tennessee and Kentucky, with authority to engage the services of the principal inhabitants in a scheme to disaffect the people towards the United States by the free use of money and promises of independence and free trade.<sup>2</sup> In Gayoso's letter of June, 1796, referred to above, the assertion was made that,

"It was expected that several states would separate from the union, which would absolve Spain from her engagements; because, as her contract was made with the union, it would be no longer obligatory than while the union lasted. That Spain, contrary to her expectations, was not likely to derive any advantages from the treaty, and that her views and policy would be changed, particularly if an alteration took place in the political existence of the United States. He therefore concluded, that all things considered, nothing more would result from the treaty than the free navigation of the Mississippi."<sup>3</sup>

A second line of policy for evading the treaty was then opened up. This was to postpone an execution of its stipulations awaiting the development of certain international complications which seemed to be inevitable. There had been a rupture in the diplomatic relation of the United States and France and hostilities between these two countries seemed to be near at

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<sup>1</sup>See Gould's *Fifty Years on the Mississippi*, 182 et seq.; 288 et seq.

<sup>2</sup>Stoddard's *Sketches*, 88-9.

<sup>3</sup>Ib. 90.

<sup>4</sup>Ib. 99.

hand. Mr. Pickering, who was Secretary of State from 1795 to 1800, considered this the real cause for delay on the part of Spain, after contending that the other reasons given by the Spanish authorities were "merely ostensible," he says:

"The true reason is doubtless developed by the Baron (de Coron-delet)<sup>1</sup> in his proclamation of the 31st of May (1797). *The expectation of an immediate rupture between France, the intimate ally of Spain, and the United States.*"

By making common cause with France, in case of such a rupture, Spain evidently thought that she could recover some of the concessions she had made in the treaty, if compliance with its stipulations should not be too far effected.

In order to find time for the operation of these schemes, the Spanish officials produced, from time to time, such excuses as either the treaty or the circumstances rendered plausible. After months of fruitless delay, they determined to rest their final action upon the results of another effort to detach the western states from the Union. An emissary was again sent to Tennessee and Kentucky to confer with certain men who were former correspondents of the governors of Louisiana. He found, however, that the people were less disposed towards a change than they were ten years previous, especially since they were likely to secure the navigation of the Mississippi,—the real cause of their former disaffection—without resorting to a hazardous enterprise. After an eventful sojourn in this region, he returned to New Orleans in January, 1798, bearing the unwelcome report which convinced the Governor General that Spain had lost all hope of political prestige in the territory north of the 31st degree and east of the Mississippi.<sup>2</sup> Arrangements were then perfected for the execution of the treaty.

In the light of the Spanish policy as presented above, local events may be easily interpreted. As time was an indispensable condition upon which the success of this policy depend-

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<sup>1</sup>He was at this time Governor General of Louisiana.

<sup>2</sup>Amer. State Papers. For. Rel. II.79. This opinion is corroborated by Marbois (Hist. of La., 162) who made a study of the subject from the French standpoint.

<sup>3</sup>Martin's History of La., 271-5.

ed, it was gained by various pretexts. Don Yrujo, the Spanish minister, intrigued at Philadelphia, and his efforts were ably seconded by Carondelet, Gayoso<sup>1</sup> and a host of subordinate officials on the Mississippi.

In accordance with a stipulation of the treaty, President Washington appointed the Honorable Andrew Ellicott<sup>2</sup> as Commissioner to run the boundary line in behalf of the United States. He left Philadelphia for Natchez by way of the Ohio and the Mississippi, September 16, 1796. But his descent of the Mississippi had been anticipated by the Spaniards, who had prepared obstructive measures in advance of his coming. So that whenever he came in contact with Spanish officials they evinced a disposition to hinder his descent of the river, if not prevent it altogether.<sup>3</sup> Some of them affected ignorance of the treaty, others appeared embarrassed at the presence of the Americans, while none of them had made or were making, so

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<sup>1</sup>He was Governor of the Natchez District and was stationed at the town of Natchez.

<sup>2</sup>Ellicott had made the surveys locating the limits of the District of Columbia, in 1791 (Chas. Burr Todd's Story of Washington, 21). The year following he was appointed to draft and publish a plan of the Federal City (Ib. 30). He also established the Meridian of Washington, conducted several other important public surveys and served a number of years as Surveyor General of the United States. In 1813, General Armstrong appointed him Professor of Mathematics in the United States' Military Academy at West Point, which position he held for several years. He was in constant communication with the National Institute of France and contributed to the Transactions of the American Philosophical Society. His official dispatches while engaged as Commissioner for locating the boundary between the United States and Spain may be found in the American State Papers, Foreign Relations, Vol. II. A more extensive account is given in narrative form in Ellicott's Journal, published at Philadelphia, in 1803. All his writings with reference to Mississippi must be read with caution, since they exhibit intense partisan animus.

<sup>3</sup>The day after beginning his descent of the Mississippi, he and his party reached "the station of one of the Spanish gallees, the master of which treated them politely, but detained them until the next day (Journal, 31). A few hours after leaving this point, they reached New Madrid, where they were saluted upon landing "by a discharge of the artillery from the fort and otherwise treated with the greatest respect and attention." Here the commandant stated that he had "a communication to make and for some reasons, which he did not detail," requesting Ellicott "to continue there two or three days." The commissioner declined to be detained longer than one day. At the expiration of that time a letter was produced from the Governor General of the province,

far as the Commissioner could observe, any preparations to evacuate the posts according to the terms of the treaty.

Before reaching his destination, Ellicott received a communication from Governor Gayoso, expressing his gratification at the arrival of the Commissioner in those waters and requesting that the military escort accompanying him should be left at the mouth of the Bayou Pierre, sixty miles above Natchez, in order to prevent an "unforeseen misunderstanding" between the troops of the two nations. Since the treaty had provided for such an escort, this request was deemed improper by Ellicott. He yielded the point, however, for the time being, out of deference to the wishes of the Governor.<sup>1</sup>

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containing an order issued about three months previous, not to permit the Americans to descend the river till the posts were evacuated, which could not be effected until the waters should rise." In reply, Ellicott took the position that "if want of water was an objection. . . it was. . . done away by the commencement of the inundation," that such an order must have been intended for troops and that to detain himself and party "would be an indirect violation of the treaty" they were preparing to carry into effect. The objection was then withdrawn and they proceeded (Ib. 31-33). At Chickasaw Bluffs the Commandant received the party politely but "appeared embarrassed" (Ib. 34) and affected almost total ignorance of the treaty. There were no appearances of preparations to evacuate (Ib. 35). Again resuming their voyage, they were detained a few days later, for about an hour, by a Spanish officer commanding two galleys (Ib. 36). At Walnut Hills (Vicksburg) they were brought to by an "unnecessary" discharge of a piece of artillery, but were treated "very civilly when on shore." Here also the commandant "appeared to be almost wholly unacquainted" with the treaty and was not satisfied until Ellicott produced "an authenticated copy" of that instrument in Spanish (Ib. 37). This incident appeared very extraordinary to the Commissioner in view of the fact that this station was "in the vicinity" of Natchez, where Governor Gayoso resided (Ib. 38).

All of these occurrences were more extraordinary still, when viewed in the light of the further facts observed by Professor Hinsdale:—Although Ellicott "bore a commission from the Government of the United States, was accompanied by an escort of American troops and was charged with the performance of a duty created by a solemn international agreement, he was halted and questioned as though he were a suspect in a strange country. Moreover, the one bank of the river, throughout the whole distance, Spain had acknowledged to belong exclusively to the United States, to say nothing of her having guaranteed its navigation by American citizens from its source to the sea" (Annual Rept. Amer. Hist. Association for 1893, pp. 351-2).

<sup>1</sup>Ellicott's Journal, 39-40. This escort consisted of only twenty-five men (Amer. State papers, For. Rel. II. 20).

Upon his arrival at Natchez, February 24, 1797, ten months after the ratification of the treaty, he found no one ready to co-operate with him in the performance of the duty assigned. To the contrary, he learned through private sources that the Baron de Carondelet, the Governor General of Louisiana, had declared that the treaty was never intended to be carried into effect, that as Commissioner on the part of Spain, he would evade or delay from one pretense or another, the running of the boundary line until the treaty would become "a dead letter," and that Louisiana either had been, or would soon be ceded to France.<sup>1</sup>

About this time a suggestive and characteristic event occurred which gives an insight into the temper of both the Spanish Governor and the American Commissioner. About two hours after the flag of the United States had been hoisted over the Commissioner's camp, Gayoso requested that it be lowered. This request met with a flat refusal, and though there were rumors of parties being formed to cut it down, "the flag wore out upon the staff."<sup>2</sup> Gayoso explained, a fortnight later, that his objection to the flag was not prompted by a desire to show a discourtesy to the United States, but to prevent any unbecoming conduct on the part of the Indians.<sup>3</sup> This explanation, however, seems to have been an after-thought. Suffice it to say, when it was offered the Indians had become so troublesome that Ellicott had determined to send for his escort. The Governor, after declaring that he would construe their descent as an insult to his master,<sup>4</sup> and then suggesting that they might with propriety join the Commissioner at Loftus Cliffs, near Clarks-ville, finally consented that they go into camp at Bacon's Landing, a few miles below town.<sup>5</sup> This put an end to the efforts of the Spaniards to draw Ellicott away from Natchez, the place designated by the treaty for the meeting of the commissioners.<sup>6</sup>

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<sup>1</sup>Ib. 50.<sup>2</sup>Ellicott's Journal, 52.<sup>3</sup>Ellicott's Journal, 44.<sup>4</sup>Ib. 52.<sup>5</sup>Ib.

<sup>6</sup>An effort had been previously made to induce Ellicott to visit the Baron at New Orleans. July 14, the President directed the Commissioner to remain at Natchez until the Spaniards were ready for operations. Amer. State Papers, For. Rel. II, 102.

After the lapse of a fortnight from the time of his arrival, Ellicott was informed that the Spanish Commissioner, the Baron de Carondelet, was detained in New Orleans in the discharge of duties incident to the war then waging between Spain and Great Britain, and that in his absence the business of the survey would devolve upon Governor Gayoso.<sup>1</sup> March 19, had been settled upon as the time when the commissioners would begin operation, but with this change of commissioner, Gayoso gave notice that it would be impossible to proceed at the time appointed. He promised, however, to be ready at an early day. But, before these preparations were perfected, Spanish finesse had discovered a new reason for delay. This in turn was followed by others until May 11, when Ellicott was finally informed that the business upon which he had come was postponed indefinitely, awaiting further orders from the ministers of the two powers concerned.<sup>2</sup> These pretexts having varied from time to time, it would be well to present them in one view.<sup>3</sup>

I. NECESSITY OF AWAITING THE RESULT OF NEGOTIATIONS FOR  
SECURING THE INHABITANTS IN THE POSSESSION OF THEIR LANDS.

This reason was first given in a proclamation issued by Governor Gayoso on the 28th of March, 1797, but bearing the date of the day following. It was reiterated in a second proclamation of the same date. Yet, when the Secretary of State, two and a half months later, received from Commissioner Ellicott a notice of this reason for delay, he declared that no such negotiation had existed and that it was the first time these objections to the evacuation of the posts had been heard of.<sup>4</sup> Two months later still he observed that,

"As....the great body of the inhabitants (of the territory) appear not to desire the patronage of the Spanish Government to secure it (their real estate); as the Government of the United States must be at

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<sup>1</sup>Ellicott's Journal, 47-48.

<sup>2</sup>Ib. 84.

<sup>3</sup>These pretexts often overlap, two or more being given at the same time. They are arranged in the order of their first appearance.

<sup>4</sup>Report to the President of the United States, dated June 10, 1797, in Amer. State Papers, For. Rel., II, 72.

least as anxious as that of Spain to protect the inhabitants in their rights when (they) become citizens of the United States... there can be no difficulty in deciding whether this is a reason or a pretense. Besides, the negotiation... has never existed; nor even been proposed or hinted either to or by the Government of the United States."

Orders were promptly issued, however, by the President and the Secretary of War to assure Governor Gayoso that no person would be "disturbed in his possession or property, till an opportunity had been afforded to apply to Congress," and that they might "rely upon their claims being adjusted upon the most equitable principles."<sup>2</sup>

II, DESIRE OF FIRST ESTABLISHING FRIENDLY RELATIONS BETWEEN  
THE INDIANS AND THE INHABITANTS OF THE TERRI-  
TORY TO BE CEDED<sup>3</sup>.

On this subject Gayoso asserted that it was "impossible for His Catholic Majesty to leave unprotected so many of his faithful subjects and expose other settlements to the revengeful disposition of discontented Indians." He therefore felt justified in retaining possession of the country until he might be sure the savages would be pacific.<sup>4</sup> The Secretary of State contended that such a reason would warrant the assertion, that "the Governor meant, for an indefinite period to avoid an evacuation of the posts: for, while a tribe of Indians existed in that quarter, the Governor could not be *sure* that they would be pacific."<sup>5</sup> He observed further, that,

"Upon a view of the whole correspondence...submitted to the President, it appears....that there is but too much reason to believe.....that an undue influence has been exercised over the Indians by the officers of His Catholic Majesty to prepare them for a rupture with the

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<sup>1</sup>Ib. 92.

<sup>2</sup>Ib. 20. Letter from the Secretary of War to Gen. Wilkinson, dated June 9, 1797 in Ib. 92.

<sup>3</sup>This pretext was given in connection with the preceding one in the proclamation of March 28 and 29.

<sup>4</sup>Ib. 25.

<sup>5</sup>Ib. 92.



United States, those suspicions corresponding with other intelligence recently received by the Secretary of War and by me."

Instructions were issued by the Secretary of War to assure the Spanish Commandant that effort would be made "to preserve a continuance of the pacific dispositions of the Indians within our limits, towards the subjects of His Catholic Majesty or his Indians; and to prevent their commencing hostilities (of which there is no appearance) against either."

### III. NECESSITY OF CONSULTING THE KING CONCERNING THE CONDITION IN WHICH THE FORTS WERE TO BE SURRENDERED.

The treaty failed to specify whether the posts should be surrendered with the buildings and fortifications intact, or whether they should first be dismantled. Gayoso declared that a treaty with the Indians required a demolition of the post at Walnut Hill and that orders had been issued to that effect, but that owing to their unsettled dispositions he had received counter orders to prevent the fortifications from being injured.<sup>4</sup> General Wayne took the position that the posts should be left

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<sup>1</sup>Amer. State Papers, For. Rel., II, 66. Lieutenant Pope wrote to the Secretary of War, from Natchez, May 9, 1797, "there have been several attempts to draw on the Indians upon my troops" (Ib. 73); General Wilkinson also wrote him from Fort Washington, June 4, 1797, "letters from all quarters announce the discontent and menacing aspect of the Savages; . . . they . . . are making no preparations for a crop, which is certain indication of their intention to change ground" (Ib.); Lieutenant Colonel Hamtramck wrote from Detroit, May 21, 1797, "I am pretty sure that both the French and Spaniards have emissaries among the Indians" (Ib.). The Secretary of State received a letter from Winthrop Sargent, at Cincinnati, bearing date of June 3, 1797, in which he says, "it . . . appears from various channels, that they (the Spaniards) are inviting a great number of Indians of the (Northwest) territory to cross the Mississippi. . . . A large party of the Delawares passed down White River about the 6th of May, on their way to the Spanish side, bearing the national flag sent from St. Louis" (Ib. 88).

<sup>2</sup>Ib. 73.

<sup>3</sup>Ib. 78. This reason was expressed by Governor Gayoso in a letter to Commissioner Ellicott, dated March 31, 1797 (Ellicott's Journal, 71).

<sup>4</sup>This declaration was made March 23, 1797. Gayoso suggested, at the same time, that this post would be held only until the arrival of American troops to take possession (Amer. State Papers, For. Rel. II, 91).

standing.<sup>1</sup> President Adams, however, left the matter entirely to the discretion of the Spanish officials, and thus at once brought an end to the validity of this excuse.<sup>2</sup> On this sub-Secretary Pickering maintained:

"It is probably the first time that to 'withdraw,' or retire from a place, has been imagined to intend its destruction. If, at the formation of the treaty, the demolition of the posts had been intended, it would assuredly have been expressed."

<sup>1</sup> When the Spaniards had really decided to surrender the district, no further mention was made of this subject, showing that, notwithstanding their treaty with the Indians, they considered the demolition of the forts of no consequence whatever.

#### IV. EXPECTATION OF AN ATTACK UPON LOUISIANA BY A BRITISH FORCE FROM CANADA.

Suspicion to this effect, though based upon reports more or less vague, had been expressed by the Spanish Minister as early as the February preceding; and had been reiterated by him from time to time,<sup>4</sup> until at the expiration of three months, it had developed into a pretext for delaying the execution of the treaty. In fact, the Baron de Carondelet asserted in a proclamation of May 24, that further delay in surveying the boundary line and in evacuating the forts was then occasioned only by the imperious necessity of securing Lower Louisiana, in case the British should become masters of the Illinois country<sup>5</sup> and that such apprehensions had caused him to put the post at Walnut Hills "in a respectable but provisional state

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<sup>1</sup>Ellicott's Journal, 71.

<sup>2</sup>Amer. State Papers, For. Rel. II, 20.

<sup>3</sup>Ib. 97. He also cited several precedents established by different powers in fulfilling treaties of a similar nature. See Ib. 92-'3.

<sup>4</sup>March 2, the Spanish Minister wrote Mr. Pickering that he had become confirmed in a suspicion expressed to him three days previous, that the British in Canada were preparing to cross over from the lakes to the Mississippi, "by Fox River, Onisconsin or by the Illinois or other parts of the territory of the United States" in order to attack Upper Louisiana. He therefore requested that measures be promptly taken to prevent a violation of American neutrality (Amer. State Papers, For. Rel., II, 68).

<sup>5</sup>Upper Louisiana, which was then in the possession of Spain.

of defence."<sup>1</sup> Secretary Pickering not only considered these suspicions groundless, but contended further that,

"If the posts of the Natchez and Walnut Hills 'are the only bulwarks of Lower Louisiana, to stop the course of the British,' as the Baron asserts and if, therefore, Spain is justifiable in holding them, she may retain them, without any limitation of time, for her security in any future war, as well as in that which now exists."<sup>2</sup>

Before the appearance of the Baron's proclamation containing this reason for delay, the Spanish Minister had been informed that the Secretary of State saw no reasons for such suspicions and the British Minister had been notified that the Government of the United States would suffer neither British nor Spanish troops to march through its territory for the purpose of hostility of one against the other.<sup>3</sup> The Spanish Minister replied<sup>4</sup>, however, that he knew to a certainty that the English had made a proposition to General Clarke of Georgia in order to secure his influence in that State in a proposed attack against Florida. At the request of Mr. Pickering, this report was investigated by the District Attorney of Georgia. He replied that he could not find any one who knew of the matter or who entertained a belief of the report; and that from General Clark's known violent antipathies to the English and other circumstances, he doubted the truthfulness of it altogether.<sup>5</sup>

When the attention of Mr. Liston, the British Minister, was directed to the subject, he pointedly denied that his government either had intended or was then intending to invade Louisiana.<sup>6</sup> A few days later, however, he admitted that a plan for attacking the Floridas and other Spanish possessions adjoining the United States had been submitted to him by other persons, whom he declined to name, but stated it was discounten-

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<sup>1</sup>Ib. 78.    <sup>2</sup>Ib. 79.    <sup>3</sup>Ib. 69.    <sup>4</sup>April 21, 1797 (Ib. 68).

<sup>5</sup>Ib. 71. He also suggested that this suspicion was based upon a former scheme in which Clarke was concerned, for subduing the Floridas in connection with France.

<sup>6</sup>Ib. 69. He further declared that he had never heard of Clarke. (Ib. 98).

anced by him because its success depended upon a violation of the neutrality of the United States and an enlistment of the Indians. According to this plan, the expedition was to be undertaken by a British sea force, which would be joined by such volunteers of the United States as would join the king's standard when raised on Spanish soil.<sup>1</sup>

The noted conspiracy of Senator Blount of Tennessee then came to light<sup>2</sup> and precipitated a spirited discussion between the Spanish Minister and Mr. Pickering. The former contended that the plot had been revealed and that no one any longer doubted that the expedition was to have taken place,<sup>3</sup> while the latter maintained that there could have been no connection between Blount's scheme and either the expedition from Canada,<sup>4</sup> or the project attributed to General Clarke.<sup>5</sup> The Secretary argued in support of his position that Blount's expedition was to have been formed in one of the states south of the River Ohio; that it was destined against the Floridas, and perhaps Lower Louisiana; that Blount himself expected to be at the head of it; that it was not to be undertaken but in conjunction with a British force; and that "on the proposal of the expedition to the British Government, it was totally rejected."<sup>6</sup> He maintained further that the suspicion of a British invasion from Canada was groundless for the following reasons:—(1) Preparations for such an expedition would have attracted attention and rendered satisfactory proofs attainable; (2) the troops of

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<sup>1</sup>Ib. 71.

<sup>2</sup>July 3, 1797, the President submitted to Congress a letter from William Blount to James Carey, which revealed that the former was implicated in a scheme of conquest, that he hoped to conduct in behalf of the British against the Spanish possessions. A copy of this letter may be found in *Ib.* 76-7. Blount was thereupon expelled from the Senate by a vote, not of two-thirds only, as required by the constitution, but unanimously.

<sup>3</sup>Ib. 89. <sup>4</sup>Ib. 94. <sup>5</sup>Ib. 93.

<sup>6</sup>The Secretary evidently considered this plan the same as the one that had been mentioned by the British Minister in his communication referred to above, since Lord Greenville had written that the two objections the Minister had given to that plan,—violation of the neutrality of the United States and employment of the Indians—would have been "sufficient to induce the British Government to reject it" (*Ib.* 93).

the United States, stationed along the Canadian border, were in position to protect the frontier, as well as to get information of any warlike preparations and communicate the same to the Secretary of War, yet no such communications had been made; (3) the British did not have on the lakes a force adequate to such an enterprise; (4) the routes suggested for such a campaign would have interposed great difficulties for the transportation of troops, equipage, provisions, etc., even if they could have been taken without violating the territory of the United States; and (5) the British Minister, after inquiring of the Governor General of Canada and of "the British Secretary of State," denied that his Government either had intended or was then intending such an expedition.<sup>1</sup>

#### V. FEAR OF AN ATTACK FROM THE UNITED STATES.

In the Spring of 1797, certain American troops were sent from the Ohio into Tennessee for the purpose of preventing a forced settlement upon the Cherokee lands. Orders were also given the Cumberland militia to hold itself in readiness to prevent similar encroachments.<sup>2</sup> These facts were seized upon by Carondelet, who asserted in a proclamation of May 31, that since the United States was at peace with all the savages, these movements must concern the Spanish provinces. To make this pretext more plausible, the proclamation also made mention of "the anterior menaces" of the representatives of the United States at Natchez;<sup>3</sup> of the expected rupture between that Power and France, the intimate ally of Spain; and of the recognition by the United States of the right of England to navigate the Mississippi, which, the Baron adds, "appears to annul" the treaty with His Catholic Majesty, by which the United States acknowledged that "no other nation can navigate upon the Mississippi without the consent of Spain."<sup>4</sup>

Secretary Pickering regarded the expectation of a rupture between the United States and France as the real cause of the delay in running the boundary and in evacuating the

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<sup>1</sup>Ib. 90.    <sup>2</sup>Ib. 102.    <sup>3</sup>Ellicott and Pope.

<sup>4</sup>Ellicott's Journal, 101-'3.

posts.<sup>1</sup> With reference to any hostile intentions on the part of the United States, he wrote,

Never, perhaps, was conceived a more absurd idea, than that of marching troops from the Ohio to the State of Tennessee, and thence to the Natchez, in the whole a tedious, difficult and expensive route of many hundred miles, chiefly through a wilderness; when, if the United States had any hostile views, they had only to collect their troops to the Ohio, and suffer them to be floated down that river and the Mississippi, almost without labor, with great expedition, and at small expense, to the county to be attacked."

These pretexts were usually accompanied by a profusion of promises and explanations which rendered them more or less plausible. Besides this, the Spaniards on more than one occasion made appearances of beginning the evacuation.<sup>2</sup> Although declaring that nothing could prevent the religious fulfilment of the treaty, they were, at the same time, strengthening their fortifications and augmenting their forces on the river. Under such circumstances, the presence of American soldiers and officers was not desired. This fact explains the efforts of Governor Gayoso to prevent Ellicott's escort from reaching Natchez and the attempts to entice the Commissioner himself away from that place.<sup>4</sup>

He had scarcely failed in these schemes, however, when he heard of the descent of Lieutenant Pope with a small detachment of American troops to take charge of the posts upon their evacuation. He then sent Ellicott an open letter directed to Pope, in which it was stated that "for sundry reasons it would be proper and conduce to the harmony of the two nations" for these troops to remain at a distance until the posts were evacuated, which would be completed in a few days. But instead of complying with the Governor's request to second this effort at harmony, Ellicott wrote to Pope that there was evidence to show that an evacuation was not really intended in any reasonable time and that in his opinion the sooner the American troops reached Natchez the better.<sup>5</sup> Upon receiving the Gover-

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<sup>1</sup> See *Supra*.

<sup>2</sup>Amer. State Papers, For. Rel., II., 79, 102.

<sup>3</sup>Two feints at evacuation were made at Natchez and at least one at the Walnut Hills (See *Ib.* 91).

<sup>4</sup>See *Supra*.

<sup>5</sup>Amer. State Papers, For. Rel. II., 25.

nor's letter Pope stopped his detachment at the Walnut Hills. April 17, Ellicott wrote a second letter stating that a rupture with the Spanish authorities at Natchez was near at hand and that in his opinion the Lieutenant could better serve his country at Natchez than at any other point on the river.<sup>1</sup> In response to this letter, Pope and his command resumed their descent, the Governor finally consenting, and reached Natchez April 24, 1797.<sup>2</sup>

Such are the general outlines of the contest that was waged between the representatives of the two powers over the dilatory policy of Spain. Subsequent diplomatic discussion centered on the navigation of the Mississippi and the affairs at Natchez assumed the form of a popular outbreak against the established government in the district.

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<sup>1</sup>Ellicott's Journal, 79.

<sup>2</sup>"Lieutenant Pope's descending the river was certainly a fortunate circumstance for the United States, though in doing it, he did not strictly comply with his orders from General Wayne, by whom he was instructed to remain at Fort Massac till he obtained some information respecting the evacuation of the posts, and if a judgment was to be formed from the provision made for the detachment, it could not be supposed that it was really intended to descend the river. It was in want of artillery, tents, money, medicines, and a physician. In consequence of this omission, or bad management, I had to furnish the men such articles as they were in need of, out of the stores appropriated for carrying the treaty into effect. And after all that I was able to do, we had (to our great mortification) to borrow some tents from the Governor" (Ellicott's Journal, 80).

## TIME AND PLACE RELATIONS IN HISTORY, WITH SOME LOUISIANA AND MISSISSIPPI APPLICATIONS

PROF. H. E. CHAMBERS.

A student or writer of history, imbued with the true and scientific spirit of historical research and expression, would hesitate to accept the task of compiling the narrative of a State or country if it were required of him to confine himself strictly to local events. He would, indeed, find it difficult to isolate the facts bearing upon the State or country from their antecedents, distant in time and space, or from their consequents when communicated to contemporaneous and succeeding communities, or social organizations.

The great stream of human affairs is a tide of many currents. He who would pilot by his pen the reading multitude must note the crossings and the blendings, the counter-runings and the parallelings. He cannot take an arbitrary stand and say that this tide of affairs began in *this* place and ended in that; or that this course of events began in such a year and ended in such another. Back of every motion is an impelling power. Back of every individual action lies the basic principles of human conduct. Back of every manifestation of corporate activity may be found a pulsive social force. Neither individual nor social movement can be studied understandingly alone. Each forms a link in a chain whose beginning and end may not be clearly seen, but whose continuity may be inferred from upholding and depending contiguous links.

This continuity when once perceived enables us to bring into relation widely associated ideas. For instance, the history of Oregon, through the first English explorer of its shores, leads us to the point where the intense vitality of the English nation was first directed to securing the naval supremacy of the world. The history of any one of our north-central States introduces



us to the follies, fashions, and ambitions of the French Court under several Louises; to a long series of moves in one of the most complicated games ever played upon the chess-board of European politics; and to the most critical period in American affairs when Virginia by generously renouncing an empire appeased discordant and jealous elements and made possible the formation of the Federal Union. Patrick Henry's passionate plea for liberty was but the echo of the clarion call which rang over Runnymede centuries before, and this call was but the voicing of an idea which dominated the most primitive of Teutonic peoples in the remotest past. And so I might make innumerable citations to show that the present is but the heir to the past; and that what is, stands in close relation to what has been.

If time relations may be demonstrated by the association of remotely associated ideas, or by tracing modern institutional fruitage to their root points buried in the soil of the past, then may other correlations be as easily established.

The idea of place as a background to historic treatment has, to a certain extent, undergone change. The former conception has been that of a region with artificial bounds established by accident, treaty, or legislative enactment. The more modern conception is that of a physiographic area whose limits nature herself has fixed and within whose confines fundamental ethnic ideas crystalized into institutional, social, political, and religious forms have reached or are reaching complete or incomplete expression.

Every great civilization that has ever arisen is or has been a composite civilization. Isolate an individual, a community, a people, or a race and no matter how favorable may be the circumstances and environment, the advance made will only be so far and no further, the final point of which advance is characterized by rigidity of thought, fixity of forms, and slavish repi-

tition of actions. The greater Chinese Wall of non-intercourse encircling the Mongolian nation for centuries cast the civilization of the Flowery Kingdom into molds of monotony whose stiffness has yielded only to the breaking of Occidental hammers upon Chinese commercial portals.

The autochthonous civilization of Peru and Mexico hardly attained the dignity of semi-barbarism. What might the Inca or Aztec have become had the influx of European culture-impulses reached his mind before its plasticity was lost, or had the gifts of acquired experience and knowledge been brought to him by hands guiltless of his scourging and innocent of his blood?

On the other hand, let an individual mingle with his fellows; a race or community enters into political or commercial relation with its neighbors, the divine sparks struck off by the attrition of mind with mind kindle the fires which illumine the spiritual in man and sets in motion the machinery of human progress. What student of history fails to recognize the influence of Phœnician letters and Egyptian thought upon Greek civilization; of Greek literature and ideals upon Roman character and development; of Roman genius for organization and talent for legal forms upon modern enlightened nations; of whatever was best in the past upon whatever is best in the life and thought and aspirations of the present.

Egypt began to advance when caravans first made their way to her over heated outlying deserts, for these brought to her something more than myrrh and incense, and precious fabrics. Greece developed with phenomenal rapidity as soon as her galleys sprinkled the blue waters of the Mediterranean, for with every incoming freight came a whisper of rudimentary art or culture which she forthwith clothed in beautiful form and language. England was provincial and primitive until her commercial supremacy made her the bearer of civilization to every corner of the globe. She has received more than she has given.

Look where we will, we see unmistakably the effects of action and reaction in the intercourse of nations and communities.

In taking up the history of any one state of the Union, then, we find it impossible to confine our observation to accidental or unrelated happenings, however these happenings may find careful chroniclings at the hands of local scribes and unphilosophic writers. We see the States as a part of a physiographic area having in common with other parts the determinative elements of soil and climate which by prescribing industries, affect desires, ambitions, thought, and other forms of human activity. We study community forces and estimate their quality and intensity as they find expression in characteristic social and political institutions. We consider the people in their racial attitude, anticipate similar results from similar motives as conforming to the spirit and experience of the ethnic type to which the majority of the people stand related. We regard the State as an organic whole, a corporate being related to other similarly constituted beings. Take what position we will, there come into our line of vision ideas, origins, effects, reactions, and relations which show us that a State's history extends indefinitely into the past and in the present ramifies to every part of the larger, body-politic of which it is a constituent member.

Apart from general principles there is a singular correlation between the history of this your State and the history of the one I so inadequately represent upon this occasion (First Annual Mid-Winter Meeting of the Mississippi State Historical Society). Both States were originally a part of that great continental heart of North America, that wilderness of empire-like extent, contended for by mighty nations in epoch-making struggles. Both owe their initial territorial organization to the commercial needs of the American people of a hundred years ago. Up to a certain point the history of the one is but the history of the other. The first settlement, paradoxical as it may seem, in Louisiana was made in Mississippi. De Soto crossed your State and died in ours. The same people who founded our city of

New Orleans established your city of Natchez. The narratives of Bienville and Iberville are as closely associated with your history as they are with ours. The two principal Indian wars waged by the Louisiana colony were fought upon Mississippi soil. The first appointed governor of the Mississippi Territory was the first appointed governor of the Louisiana Territory. When under Spanish rule that portion of our domain known as the Florida parishes revolted, it was Reuben Kemper from your territory that rallied to the support of the revolutionists and struck such terror in the Spaniard's breast that Governor Folch of Mobile piteously appealed to the United States Government for protection. When the West Florida revolution was crowned with success and an addition of new territory to the United States resulted, Mississippi received her portion as well as Louisiana. When in the days of the American Revolution the notorious Willing came down from Philadelphia, ostensibly to protect but really to rob, our district of Baton Rouge felt his vulture clutch as keenly as did your district of Natchez. In later times, when our Zachary Taylor found himself upon the border lands of Mexico, an overwhelming foe in his front and war hardly yet declared, your riflemen under Jefferson Davis joined our Louisianian in rushing to his assistance, long before the general government moved to protect its own. We followed you out of the Union. Disaster to you was calamity to us. The cause of the Confederacy we shared in common. Our dead are sleeping together upon the old battlefields in every part of our Southland. We are common sharers of the heritage of brave deeds and undying memories. Your peerless citizen, the first and only president of the Confederate States, died in our arms and we gave him such sepulture that the continent trembled under the all-powerful force of sentiment. We have faced your dangers, felt your needs as only a people can whose interests are one with yours. The spirit that framed your present constitution is pulsing in our veins. And so, did the time limits of this paper permit, might I continue to enumerate indefinitely the instances in which History wipes out the boundary line by which maps unblushingly infer that we are two peoples, having

separate interests and lines of thoughts. True history is broadening; never narrowing. It is because so much of Louisiana history is Mississippi history, and so much of Mississippi history is in the chronicles of Louisiana that the narrative of either State calls for so broad and liberal and inspiring a treatment at the hands of the historian.

## THE STUDY AND TEACHING OF HISTORY.

BY HERBERT B. ADAMS, PH.D.

Professor of History in the Johns Hopkins University,  
Baltimore.

Among all the subjects of college study and college teaching, among all the means of liberal education fitting young men for civic life and public duty not one stands higher than the study and teaching of History.

In my senior year at Amherst College, President Julius H. Seelye gave my class a single lecture on the Philosophy of History. Among other good things he said: "History is the grandest study in the world." That remark made the profoundest impression upon my student imagination. I said to myself, "If History is the grandest study in the world, that is exactly the study I want." The good President proved his statement to my satisfaction by showing the relation of Greek and Roman civilizations to the spread of Christianity and the education of Europe.

In Germany I first learned the true method, and at the same time, the most practicable ways and means of studying and teaching history. Amid a pleasant variety of academic courses by brilliant lecturers like Kuno Fischer, Zeller, Ernst Curtius, Grimm, Treitschke, Droysen, Du Bois Raymond, Lepsius, and others, I somehow felt a lack of educational unity and system. There was need of some backbone to unite the skeleton of human deeds and historic experiences. This I found at last in the teachings of my old master, Dr. J. C. Bluntschli, at Heidelberg. In his lecture courses on the State, on the Constitutional Law, on Politics and on the International Law of Modern Civilized States, I first began to realize that government and law are the real forces which bind society and the world together. I began to see that the true unity of the world's life is to be found

in the succession of States, Empires, Federations, and in the International Relations, which are slowly leading to such great aggregations as the United States of America and the United States of Europe. In Germany I learned from a reading of Bluntschli's various writing, including many noble articles in his *Staatswörterbuch*, that there is such a thing as the World-State now in process of evolution. From the published records of the Institute of International Law, of which Dr. Bluntschli was the president, and from a study of the subjects of Arbitration and International Tribunals, I thought I could dimly discern the beginnings of that Parliament of Man, the Federation of the World, of which the Poet Tennyson sings in his Locksley Hall.

When I came to Baltimore three ideas of study and teaching were uppermost in my mind: (1) the study of the origins of municipal life, in order to find out whether it was Roman or Germanic; (2) the study of the relations of Church and State, from their beginning down to the present, for I had learned to believe in Germany that the separation of civil from religious society is America's greatest contribution to the world's progress; (3) the continued study of art history for its own sake and as illustrating the history of civilization.

Out of the first of these ideas, developed by a reading of the works of Sir Henry Maine, has grown my Historical Seminary and a long series of University Studies in Historical and Political Science (chiefly on Municipal, Economic and Institutional themes). Out of the second idea evolved successive courses of lectures on Church and State, or Religion and Government in the Ancient and Graeco-Roman World, together with my whole system of graduate instruction upon the Early History of Society, Greek and Roman Politics, Jewish and Church History, and certain modern States like Prussia and France. The third idea never had a good chance for development until recent years when I have fairly begun to realize my original conception of

illustrating in concrete, artistic ways the progress of civilization.

Goldwin Smith, in his *Lecture on History*, says there can be no philosophy of history until we realize the unity of the human race and that history must be studied as a whole. Twenty years ago, at the Johns Hopkins University, I began to teach Local History, as representative of Universal History. I began with New England Village Communities, with Plymouth Plantations, Salem and the Massachusetts Bay Towns,—those little republics which seemed to me the very protoplasm of State life. The survival, continuity or revival of old Germanic forms of village settlement, with common fields and town commons, impressed my imagination and interested my students. They carried this kind of study into this State of Maryland and original papers by Maryland boys were published upon such subjects as Parishes, Manors, and other local institutions. These lines of inquiry were extended down the Atlantic seaboard to Virginia and the Carolinas. Gradually the field of interest has been widened from towns, plantations, parishes, and counties until now the constitutional, economic and educational history of entire States is in review or contemplation.

While I still believe in Local History and in limited subjects of student research, I now recognize more fully than I used to do, the importance of General History, especially for college students and college graduates in the early part of their course. After all, the great fact in History, as well as in Geography, is that the world is round. You must recognize all human experience on this globe as parts of one great whole, just as you recognize that the continents and outlying islands are but related parts of one vast geographical system. In every properly arranged course of school and college instruction in the domain of History, this doctrine of unity ought to be taken for granted. It is like the doctrine of divine unity in theology or in nature, like the sun in our heavens. It gives light and rationality to any and every course of study.

I used to think that it was the first duty of a boy to know



the history of his own State and country; but I am now persuaded that he should know the history of mankind and of the world. Nobody would study geography or geology from a purely local point of view. You must have a consciousness of the whole in order to appreciate the parts of any subject. It is a mistake to imagine that a boy or girl cares most for what is nearest and most familiar. Children are always gifted with imagination. They rejoice in the thought of lands that are far off, of men who lived in olden times. They take the greatest pleasure in heroic tales of Cyrus and of Hannibal, of Horatius and of the great twin brethren, Castor and Pollux. Mythology, minstrelsy, Bible stories, and lives of great warriors, explorers, discoverers, inventors, these are of supreme interest to boys and girls. American History should be taught to American youth, but chiefly the heroic, the romantic, the biographical, in short the more human sides of our colonial and national life.

History begins and ends with Man. Biographical approaches to the world's life are the oldest, and best beaten paths for youth to follow. Carlyle and Froude are among the champions of the biographical method of studying and teaching History. When Froude succeeded Freeman at Oxford the biographical idea was at once brought to the front. Froude quoted Carlyle as saying: "The history of mankind is the history of its great men; to find out these, clean the dirt from them, and place them on their proper pedestals, is the true function of the historian." And Froude, the new professor, entered at once upon those splendid and inspiring courses of lectures, in which the personal and biographical elements entered so strongly.

Every American student should read Froude's lectures on "English Seamen in the Sixteenth Century," that brilliant account of Sir Francis Drake, Sir John Hawkins, and the great captains of England who gained a new world for Elizabeth and defeated the Spanish Armada. You should also read Froude's Lectures on the "Life and Letters of Erasmus" if you would

understand the relation of the great religious reform to the new learning, which Erasmus represented.

Is it not wonderful that by reading a brief biography, which perhaps occupies our leisure hours for a week, we can grasp and understand the life-work of a great man? Think of it! A whole life in one book. A whole history is in one of Plutarch's chapters. By turning to that new series of biographies called "Heroes of the Nations," you can study or teach the lessons derived from the lives and characters of such great men as Pericles, Cicero, Julius Caesar, Julian the Philosopher, Theodoric the Goth, Wyclif, the first of the English reformers, Prince Henry the Navigator, Henry of Navarre, Sir Philip Sidney, Gustavus Adolphus, Napoleon, Nelson, and Lincoln. Another excellent biographical series is that called "English Men of Action," published by Macmillan, and containing such noble lives as those of Wolfe, the conqueror of Quebec; David Livingstone, the Explorer of Africa, Lord Lawrence and Sir Henry Havelock, the saviors of India; General Gordon, the Hero of Khartoum. If your taste runs toward literature, you should read select biographies in the series called "English Men of Letters," embracing such characters as Gibbon, Carlyle, Byron, Shelly, and Hume. There is a corresponding American series, edited by Charles Dudley Warner, and embracing such men as Washington Irving, J. Fenimore Cooper, and Edgar Allan Poe. But among all biographies for boys and young men I know nothing better than the Autobiography of Franklin. This has encouraged and quickened many young Americans to a desire of knowledge and self-culture.

But let no student or teacher believe for one moment that historical biography is the full equivalent of History. Not all the biographies that have ever been written could possibly contain the world's great life. As the poet Tennyson truly says: "The individual withers, but the world is more and more." There must be great men in Church and State, to lead society forward, but there must be unnumbered thousands, yea millions, of good men and true, and of faithful, devoted women, in order

to support good leadership and carry humanity forward from generation to generation. It is often the biography of some plain man or self-sacrificing woman that affords the greatest encouragement and incentive to ordinary humanity. But we must remember that no man, no woman is worthy of biographical or historical record, unless in some way he or she has contributed to the welfare of society and the progress of the world. Only those deeds which affect our fellow men in some noteworthy manner are fit for commemoration. What you do as a private individual, what you ate for breakfast, what you do in the seclusion of your own room, is not necessarily historic; but whether Napoleon was able to eat his breakfast on the morning of the Battle of Waterloo, or whether an army has been properly fed, may have the greatest historic significance.

Not man alone, but man in organized society, is the subject of History. Man in his relation to his fellows, man as a military, political, social, intellectual, and religious being may become historic. Dr. Thomas Arnold sometimes defined History as the biography of nations. This is a large and noble conception, although not the largest, and it may be profitably emphasized, like human biography in the study and teaching of History. It is the duty of every school and college to lay great stress upon the history of England and of the United States in addition to General History. We all need to know the lives of our own people as well as the lives of great Englishmen like Pitt and Gladstone, and great Americans like Washington and Lincoln. We should teach and study the histories of those nations which are nearest our mother country—Scotland, France, Germany, and Italy. As Germany is now the great seat of culture and of university life for American students who go abroad, so was Italy for wandering English students in the days of the Renaissance. English literature from that time onward is pervaded with Italian elements, with the influences of "all Etruscan three," Dante, Petrarch, and Boccaccio, and also with the ideas of Machiavelli and the Italian historians. We cannot understand the literature of England or America without going back

to its French and Italian sources. It would be wise for college professors of history to devote special attention to the Italian Renaissance or Revival of Learning, without which an understanding of the German Reformation and modern education is an impossibility.

In reading the biography of men or the biography of nations, teachers and students should note carefully the most interesting and memorial points. If you own the book which you are reading, use for note-taking the fly leaves at the end. Otherwise, use reference cards, like those employed in a library for a card catalogue, or else sheets of note paper. When you have found a fact or illustration which you think will prove useful at some future time, in connection with your work as a teacher or a student, note it briefly on paper with the proper reference to the book and page. Remember Captain Cuttle's advice: "When found, make a note of!" Recall the saying of Lord Bacon: "Reading maketh a full man, conference a ready man, and writing an exact man. And, therefore, if a man write little, he had need have a great memory."

In the multitude of modern books and amid all the variety of our modern reading, it is impossible to remember exact quotations and historical details. We must have a good system of note-taking and index-making. Every student and teacher can invent his own system. Mine is the use of fly leaves in books and cards topically and alphabetically arranged for miscellaneous data. I always carry a few of these reference cards in my pocket and make all my notes under appropriate catch words, for example, "Chautauqua" or "Johns Hopkins University," with the name of the writer on this subject and the exact reference or quotation.

Begin to collect a library for yourselves. Students and teachers do not always appreciate the opportunities they enjoy of acquiring good books of History. I would strongly urge students to save their money instead of spending it on poor the-

aters and variety shows. Buy standard books of literature, art, and history; devote your leisure hours to good reading, always with pen and pencil in hand, and with a dictionary and an atlas beside you. *Seize the moment of excited curiosity* and look up every point on which you need exact information. One of my former students, Dr. Albert Shaw, now editor of *The Review of Reviews*, said he was more grateful to me for that advice than for any other one feature of my instruction: *Seize the moment of excited curiosity*, or it will be lost forever.

An English writer, Langford, in his *Praise of Books*, well says: "In books the past is ours as well as the present. With them we live yesterday over again. All the bygone ages are with us, and we look on the face of the infancy of the world. We see the first dawning of thought in man. We are present at the beginnings of cities, states, and nations; and can trace the growth and development of governments, policies, and laws. The marvelous story of humanity is enacted again for our edification, instruction, and delight. We behold civilizations begin, struggle, triumph, and decay, giving place to higher and nobler as they pass away. Poet, lawgiver, and soldier sing their songs, make their codes, and fight their battles again, while we follow the never-dying effects of song, of law, and of battle. We sit down with 'princes, potentates, and powers,' watching them, as they think, governing the world . . . Shut up in a little room we can witness the whole drama of man's history played on the vast stage of the world. All that he has thought and done from the earliest dawn of recorded time to our own day is enacted before us; and our hopes are strengthened, our faith deepened, in the great destiny yet awaiting mankind; in the higher, holier work yet to be done by those who have accomplished such mighty things, achieved such noble victories. Books which record the history of the past are the infallible and unerring prophets of the future."

"History is the grandest study in the world." My College President, Dr. Julius H. Seelye, was right. There is no art or

science comparable to it, for it embraces the whole experience of man in organized society. History takes hold of all the past and points the way to all the future. The French historian, Guizot, in his "History of My Time" (III. 162) says: "Religion opens the future and places us in the presence of eternity. History brings back the past and adds to our own existence the lives of our fathers." Pliny said of History: "Quanta potestas, quanta dignitas, quanta majestas, quantum denique numen sit historiae." Perhaps the highest conception of History comes from the Greek. The etymology of the word is an inspiration for both student and teacher. History, from the Greek word *historia*, is a knowing or learning by inquiry. To study History is to understand by means of research, for History is a science; its very essence consists in knowledge. Historical science is perhaps the most comprehensive and the noblest of all sciences, for it is the self-knowledge of Humanity. The subject of History is Humanity itself; it is the self-conscious development of the human race. History, therefore, does not consist in dead facts, but is itself a living fact; it is the self-knowledge of the present with regard to its evolution from the past. Clio is a living muse, not a dead, cold form. She stands upon that very threshold of the future and glances backwards over the long vista Humanity has traversed. In the plastic art of the Greeks you will notice that the muse of History is represented in the attitude of reflection; the pen is uplifted, but the word unwritten.

We sometimes speak of written history and of its standard works as though the essence of that science consisted in books and not in knowledge. "There are no standards of history," said Droysen, a German professor to an American student who had asked his advice respecting the choice of standard works for an historical library. In this caustic saying there lies a profound truth. History is a living, self-developed science, not a collection of fossils. Books like facts, are sometimes dead to history, and historical standards, like historical facts, are grander in their spiritual influence than in their material form. In the

onward march of historical science, historians are perhaps the standard bearers of fact and their works may be called the battleflags of history which kindle the zeal of the ever-advancing present in men and awaken a sense of unity with the great past, which has gone on before us. But written history often becomes shot-riddled by criticism and is set away, at last, like battle-flags, after many honorable campaigns, in some museums of relics or some temple of fame. Unless such trophies continue to awaken in the living present a sort of enthusiasm and a sense of unity with the past experience of our race, then are our historic standards but antiquarian rubbish, indeed, as useless and unmeaning as the banners and symbols of heraldry.

The subject of History is the self-conscious development of the human race, the Ego of Humanity. The realization of this Ego does not lie in any fictitious personality, but in the universal consciousness that man is one in all ages and that the individual human mind may mirror to itself and to others the thought and experience of the race. As the heavens are reflected in a single drop of dew, so in the thoughts of the individual human mind we may sometimes behold a reflection of the self-knowledge of Humanity. For the individual is sometimes the very best expression of the whole with which it stands in connection. The onward march of world-history seems to have concentrated itself in the development of individual peoples like the Jews, Greeks, Romans, and the Germanic peoples. As these nations best typify historic progress and certain world-historic ideas, so the historic thought of manhood may be most fully realized by individual minds. For example, a single historian, like Thucydides, may reflect the self-consciousness of his age, and a single mind, in our own day, may realize, in some measure, at least through the works of history, the self-knowledge, the Ego of Humanity. It should be the aim of every student of History thus to realize in his own consciousness the historic thought of mankind. "The life of each individual," says Dr. W. T. Harris, the American Hegel, "presupposes the life of the race before him, and the

individual cannot comprehend himself without comprehending first the evolution of his day and generation historically from the past."

Let us then regard the study of History, not as something wholly objective but as an unfolding panorama of the human self-consciousness, for history is merely the reflecting spirit of mankind in which we ourselves may have an immediate share, which we all may help to perpetuate and in some way enlarge. Let us remember that History is a constant knowing and learning, the self-knowledge and communion of reflecting spirits in all ages and a perpetual "Know Thyself" to advancing time. There is something indescribably solemn in the historic pausing of Man before the temple of the unknown future and seeking to realize in himself the *gnothi seauton* or "Know Thyself" of Humanity. He glances backward through the long vista he has traversed and as far as the eye can see, his pathway is cumbered with ruins. Crumbling monuments and fallen columns reveal the wreck of all material greatness, while the distant pyramids but remind him of the more than Egyptian darkness out of which Humanity has been mysteriously led unto this mountain of light which we call the Present or that Living Age. Man sees the immense distance he has come and he remembers the perils and disasters he has encountered in his upward way; he is conscious too of having brought a vast wealth of experience to this temple of the Future before which he now stands, but that which fills and overwhelms the historic consciousness of Man is the feeling that the place whereon he stands is holy ground and that there is a mysterious power in his own soul calling him to self-knowledge and to self-judgment before he may lift the veil of the future. This is the supreme moment of History. The facts of human experience become suddenly transfigured in the light of a divine principle, namely the self-consciousness of reason, that God-given spirit which recognizes the purpose of History to be the increasing self-knowledge of Man.

"History is a divine drama, designed to educate man into



self-knowledge and the knowledge of God," (Henry James, Sr., on "Carlyle," in *Atlantic Monthly*, May, 1881.) Tennyson recognized the divine element in human history in that prophetic verse:

"And I doubt not through the ages one increasing purpose runs,  
And the thoughts of men are widened with the process of the suns."

It is by this "increasing purpose" that God reveals himself in human history. By the widened thought, Humanity is led forward, as it were by a pillar of fire, unto a higher life, and unto a conscious unity with Divine Reason, the Unseen One, who dwells in a temple not made with hands.

## SOME FACTS CONCERNING THE SETTLEMENT AND EARLY HISTORY OF MISSISSIPPI.

By R. W. JONES, M. A., LL.D.

The "Miscellaneous Papers" as collected by Col. J. F. H. Claiborne constitute a rich mine for the future historian. They also indicate what can be done by others by well-direct inquiry, in the way of gathering information from "old settlers" and by going to other sources that may be accessible. The importance of this work can be scarcely overstated, and the sooner it is begun the better. A volume could be written composed of adventures and daring exploits that would be as thrilling as highly wrought fiction and make us proud of our ancestors. As an illustration of the large number of well known characters introduced, within a limited space, and of most interesting and instructive incidents I shall quote from a letter of

DR. A. R. KILPATRICK

to Col. Claiborne, written at Navasota, Grimes county, Texas,  
• • "You ask for my contributions to De Bow's Review,  
May 2, 1877:

but I am entirely unable to furnish them. When I left Concordia, La., in September, 1863, I moved none of my books, and the scoundrel in whose hands I left the place proved to be a traitor joined the Yankees, and when Natchez was occupied he went partners with some of the Federal officers, who brought over several wagons, gutted my house and sold the furniture and other property in Natchez. Out of a library of 2,000 volumes I have *none* left. Among my books were (12) twelve volumes of De Bow's Review bound." In these twelve volumes Dr. K. had written a great deal that was interesting and instructing to those who inquire into the settlement and colonial history of Mississippi. They contain accounts of many of the best known families who

lived at and near Natchez and Woodville and in the counties wherein these towns are situated; also similar writings concerning Concordia, La.

He says: "Before I wrote those accounts of Concordia Parish, I wrote some Sketches of the early Baptist in Mississippi and Louisiana which were printed in a Baptist newspaper of New Orleans under the management of a Minister named Duncan: I think he was Rev. W. Duncan, D. D. Get copies of those papers and make use of the historical facts, because your work will be incomplete if you leave out the churches. These papers were published about 1849-51.

"My Grandfather (Maternal), Robert Turner, was an early settler in Miss., and a pioneer of the Baptist Church, though not a minister. He moved a colony of nearly (100) one hundred, white and black from Beaufort District, S. C., starting in 1804. He went up near Nickajack on the Tennessee River, built boats, put on his horses, cows, hogs, furniture and floated down to Natchez, reaching there early in 1805, he found there no settlement to suit, went down to Fort Adams, landed, and settled four miles S. W., of where Woodville now stands. There they built old Bethel Church with whipsawed lumber and wrought iron nails, each one furnishing his part of materials, or work. The Chaplain or preacher of the colony was Rev. Moses Hadley. At that time, 1805, there were only a few houses, temporary shanties, where Woodville is. Ole Uncle Bob Lecky, who kept hotel so many years in Alexandria, La., and old John S. Lewis of Woodville, were the first to put up houses. My Grandfather, R. Turner was a Surveyor and was employed to measure and lay off the streets, squares, etc., of the town in 1808. He was also summoned and served in the arrest of Aaron Burr above Natchez about 1807; he said it was so cold in February that in handling oars of the skiff the blood poured from the tips of his fingers. He represented Aaron Burr as remarkably polite, genteel, urbane, good looking, though small, and as having eyes whose glance was most penetrating and fascinating.

“There was another party of pioneers from Georgia, preceding Grandfathers; in this party were the Ogdens and Noland’s.”

“Captain John Ogden, near Woodville, (1796-1837) served as Captain at the battle of New Orleans, 1814. Robert Tanner and several of his colonists moved to Rapides Parish, La. There the old gentleman died September, 1839, of yellow fever, aged 71 years. Wilkinson county furnished one Governor (H. Johnson) to Louisiana and (4) four, I think, to Mississippi.

“The old original editor of the Woodville Republican, W. Chisholm, had all the volumes of that paper bound for over twenty years—from about 1820 to 1845. In it will be found much of Poindexter’s history; also much of Moses Waddell, of Abbeville, S. C., brother-in-law of John C. Calhoun.”

Rev. Wm. Winans, D. D., lived and died at Mount Pleasant, about sixteen miles east southeast of Woodville. Major Butler, of Kentucky, lived there; also General Van Dorn’s father.” Major Butler served in General Wilkinson’s command. The general was very strict in regard, not only to his own dress, but also the dress, etc., of the officers and men under him. It was the fashion then to wear the hair long and plait it into a queue, or pig-tail behind. General Wilkinson had the misfortune to lose his pig-tail and issued an order for all to cut off their pig-tails.

Major Butler refused; Wilkinson threatened court martial; Butler resigned and retired to the farm of his sister, Mrs. Cook. In a few months he died; before dying he left special injunctions with Mr. and Mrs. Cook to have an auger-hole bored in his coffin, to have his hair neatly dressed and the pig-tail tied with a blue ribbon and run through that auger-hole, so that Wilkinson and his officers might see that he was pluck to the last and distained his authority.

Dr. Franklin L. Riley, in a lecture, gives another version of this incident, which is very amusing. Dr. Kilpatrick narrates many incidents concerning Governor Poindexter, Mr. Percy, Audubon, Jeff Davis and others.

The Audubon mentioned by him was the distinguished John

James Audubon, the Naturalist. Born 1781, in Louisiana, died 1851, on the Hudson; Author of *Birds of America*, *Quadrupeds of America*, etc. Audubon was at the house of Mr. Percy, spent several months with him; he furnished Audubon with many specimens of birds for his sketches. One day Percy says he brought home a "magnificent gobbler" which weighed about 28 pounds and Audubon *would have it*. He pinned it up beside the wall so as get a good view of it and spent several days lazily sketching it. Percy said: "The ——— fellow kept it pinned up there till it rotted and stunk. I hated to lose so much good eating."

It is said that while Audubon was at or near Woodville, his money gave out; he refused to accept gifts; but taught a dancing school, in order to get funds sufficient to enable him to proceed with his researches in Natural History. The people patronized him generously.

"Jeff. Davis spent part of his boyhood in Wilkinson county, Miss. There was a boy on a place adjoining where Jeff. Davis lived named Bob Irion, son of a Baptist preacher. The two boys went hunting one day, each alone, and after some time they met behind a field. Jeff. Davis was out of shot and Bob was out of powder, but had shot. Davis wanted some shot and asked for some, but Bob was unaccommodating and saucy—jeered at Davis, and finally told him he had a mind to shoot him any how, and made some threatening demonstration which aroused Davis. Davis jerked out a small pocket knife dropped it down his gun on the load of powder and raised his gun and said: 'Now, sir, I'm ready for you; I dare you to shoot.' Bob told me this himself during the Mexican campaign, as illustrating Davis' bravery and fertility of resources in emergencies. Of course the boys stopped their foolishness and exchanged ammunition." • •

"I got on the Sultana at Fort Adams when S. S. Prentiss was aboard on his bridal trip—married that morning at Natchez, and the whole bridal troupe went down to New Orleans. It was

my first sight and acquaintance with Prentiss. I was charmed with his manners and appearance. He had the most handsome head, and it sat better on his neck and shoulders than any person I know. That was in 1843, when his fame was world wide; yet, sir, he was as bashful, timid and quiet as a boy of 16 in the presence of those ladies."

At table he had nothing to say, but ate his meals quietly, almost stealthily. But as soon as he came down in the social hall, he was lively and chatted enough."

I could give other extracts of value and interest from this same letter, but I will not worry you. I hope it will not be long before this letter and other important historical manuscripts will be printed.



## PRE-HISTORIC JASPER ORNAMENTS IN MISSISSIPPI

R. B. FULTON, M. A., LL. D.

In the annual Report of the Smithsonian Institute for 1877, Dr. Chas. Rau, under the title of "The Stock-in-Trade of an Aboriginal Lapidary," emphasizes his conjecture "that among the aborigines certain individuals who were by inclination or practice particularly qualified for a distinct kind of manual labor, devoted themselves principally or entirely to that labor." He referred to several instances where, in certain localities, finds of a large number of similarly wrought specimens of work in stone seemed to indicate that each set of specimens came from the hands of a special lapidary.

One of the most remarkable of these deposits was found in Lawrence County, Mississippi, in 1875, and was carefully described by Dr. Rau. It consisted of 469 imperfectly finished objects made by chipping, cutting and grinding out of reddish or orange-colored or brown jasper pebbles, and was found accidentally about two and one-half feet below the surface of the ground in the northern part of Lawrence County.\* The objects were evidently intended for ornaments, and when finished all would have been polished and probably perforated. The majority were cylindrical in shape, and varied from one-fourth to one inch in diameter and from one-fourth to three inches in length. Others were roughly fashioned into ornamental shapes. Several showed an attempt at perforation, and one, not received at the National Museum, was said to be completely perforated.

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\*They were plowed up by Mr. W. T. Hutchins in a field about three-quarters of a mile east of Hebron and were sent to the Smithsonian by Mr. T. J. R. Keenan. In the field where these objects were found, the outlines of a pre-historic fort could be easily traced until a few years ago.



When the hardness of the material used—jasper—is considered, the patience and skill needed to give their form and polish to these objects command admiration. From the fact that only one specimen was perforated competely, one might readily suppose that the workman found the difficulties of this part of his undertaking too great, and buried his unfinished work in despair.

Some time ago there came into my hands a set of similar articles found in the county of Lincoln, Mississippi, about twenty-five miles west of the spot where the above-mentioned find was made.

These last found objects were exhibited at the Cleveland meeting of the American Association for the Advancement of Science, in the hope of learning whether similar specimens had been found, as they appeared to me at that time to be entirely unique.

Following out suggestions made at that meeting by several gentlemen, and afterward by two of the best informed Southern archaeologists, I found that the above-mentioned region in Mississippi has yielded a number of carved, polished and perforated objects of this hard red or brown quartzite (or jasper), and nearly all such specimens of this material which I have been able to learn about came from this region.

The collection of specimens of this style of workmanship described by Dr. Rau probably contains the majority of pieces extant. A few specimens of polished jasper ornaments from other States than Mississippi are shown in the National Museum. There are two or three specimens from Indiana, one from California, and one from Louisiana (Claiborne Parish), which seem to be similarly made and from the same material.

The late Dr. Jospeh Jones of New Orleans had in his collection some jasper ornaments, mostly from Mississippi, including a beautiful ceremonial ax of reddish translucent jasper.

Besides those mentioned I have not been able to learn of

other similar objects. Probably there are a few scattered ones in other hands.

The collection of these objects in my possession includes thirty pieces. They were found on a farm four miles west of Wesson, in Lincoln County. And were plowed up on the summit of a hill where no earthworks were noticed. A few other relics were found at the same time and were not preserved. With them were two other beads, one of a gray stone and the other of bone very truly shaped, as if in a lathe.

Among the jasper ornaments (all of which are perforated longitudinally with holes from one-tenth to one-eighth of an inch in diameter) are three cylinders between two and a half and three inches long and about one-fourth of an inch in diameter; ten cylinders ranging from a quarter to an inch and a quarter in length and less than one-quarter in diameter; five nearly spherical beads; one accurately shaped short cylinder three-quarters of an inch long and five-eighths in diameter, with a well-drilled perforation three-eighths of an inch in diameter; and ten carved ornaments of various shapes. One of these, an inch long, is a strikingly sculptured deer. Four are evidently intended for birds, and four others resemble each other and in form are indistinctly bird-like. A separate ring of the same material is firmly fixed on one of the long beads.

All of the specimens have evidently seen service as personal ornaments. They have a fine polish externally, and the interior of the borings is worn smooth as by a string. An artistic color-perception is shown in the beautiful variety of tints brought out in various pieces of jasper used.

As to all these ornaments in red jasper mentioned in this paper, comparison of the specimens forcibly suggests that they may be the work of one skilled artist. In the western pebble belt of Mississippi, which extends along the border of the Mississippi and Yazoo river bottoms southward from near Memphis to Natchez, and thence eastward through the counties in which these relics have been found, quartzite of almost every variety occurs,

and chipped implements of almost every variety and color are common. The maker of these ornaments has passed by all other tints save red and brown. In the cylindrical and other carved forms that have been found there is a striking similarity both in design and workmanship.

One will readily believe the perforation of these ornaments with small and accurately made drillings to have been the most difficult part of their manufacture. And yet in all the specimens seen the perforations have been in the *longest* direction through the ornament. The total length of the borings in the set of thirty beads I have is twenty-eight inches. A lapidary not remarkably expert in the art of drilling these holes would probably have simplified his work by shorter borings, arranging the ornaments as pendants.

Again, the rarity of any objects of carved or polished or perforated quartzite suggests a very limited manufacture even in the region under consideration.

As to the means used in making these perforations, drills of stone are excluded from consideration on account of the smallness and length of the borings.

There is one specimen in the collection of Dr. Joseph Jones of New Orleans, in which a boring has been begun, evidently with a hollow tube as a drill, probably a joint of a reed fed with sand, as there is a core in the centre of the boring; but hollow drills as small as one-twelfth of an inch in diameter could scarcely have been used. Some of the specimens described by Dr. Rau show the beginning of the drilling process, apparently with a solid drill, fed with sand.

We are forced to the conclusion that the drilling implement used must have been a needle of copper, or more probably of the hard outer wood of the Southern cane tipped with quartz, or fed with sand. The borings are about as true in direction and form as the best modern appliances could make them.

It is worthy of note that these highly wrought jasper ornaments have been found in that portion of Mississippi once occu-

pied by the Natchez, that these aboriginal people were more or less familiar with Mexican or Aztec art and customs, and that carved and polished workmanship in hard stones was not uncommon among the aborigines of Mexico and Central America.\*

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\*Since the above paper was written I have obtained one jasper bead, found fifteen miles north of Hot Springs, Ark. It is cylindrical in form, one inch long, one-fourth of an inch in external diameter, and has a longitudinal perforation one-tenth of an inch in diameter. The material resembles that of the set found in Mississippi. I have also seen several perforated jasper ornaments in the possession of Prof. J. G. Deupree, of the University of Mississippi, which were found in Copiah county, Mississippi, and I have been informed that several similar objects are in the possession of persons in Copiah County.

It will be noted that the quartzite, or jasper, of which these ornaments are made, is a very different material from the comparatively soft and easily-worked red sandstone—"Catlinite"—extensively used by the Indians of the Northwest in the manufacture of pipes and ornaments.

## SUGGESTIONS TO LOCAL HISTORIANS.

BY FRANKLIN L. RILEY, PH. D.

Local research must precede the writing of general history. It discovers and renders available the materials from which history is made. For this reason the local historian largely determines the character and extent of all history. The facts with which he deals may be considered as mere historical digits, yet in the aggregate they represent the entire life of a people. In fact their true value is not fully revealed until they are tested by their relation to State history and to still larger movements. The apparent insignificance of the local annal disappears when it is recognized as one of a thousand threads out of which is woven the great and beautiful fabric of human history. Hence, as has been truly said, "local history is not isolated; it is a part of State history—indeed of national and world history."

One of the most pressing needs in Mississippi is a more efficient organization for local historical work. Societies should be organized in the various historical and intellectual centers of the State. Such an organization has been effected among the students of the University of Mississippi. The formation of similar societies throughout the State would awaken an interest in Mississippi history. This should not be limited, however, to our institutions of learning. It is also desirable to enlist in the great work of perpetuating our history the many noble men and women who have helped to make it.

Another great need is a system for the proper direction of the various lines of research that should be followed out in the State. The best results can accrue from such organizations only by a system for the unification of efforts and the preservation of results. Without such a system the results achieved by the historical renaissance upon which we are entering will be largely lost. This necessity is shown by our past experience in work of this kind. In 1876 many counties of the State, acting in accordance with a suggestion of the President of the United States, held cenennial celebrations, at which were delivered many ad-

dressess of historical value. With the exception of an incomplete collection of these addresses which were gathered into the archives of the State Historical Society upon its organization, several years later, these contributions to our history have either been lost entirely, or are not now available to investigators. By having a common place of deposit for these results of historical investigation our workers will be able to learn readily what has been done along various lines of research and will often be saved a duplication of effort.

*Plan of Organization.*—The charter of the Mississippi Historical Society gives it authority to establish branches in the various counties of the State. In order to put such a scheme into practical execution, the Executive Committee of the Society has adopted the following resolution, looking toward a unification of all the historical work of the State:

1. That all of the patriotic and historical organizations of the State, including local historical societies; the Daughters of the Revolution; the department of Mississippi United Confederate Veterans, and the Sons and Daughters of the Confederacy may, by a resolution duly passed and filed with the Secretary of the State Historical Society, become affiliated with said society and entitled to all the benefits accruing therefrom.

2. That any such auxiliary society may, by the first of December annually, make a report of its work to the Secretary of the State Historical Society, which, or portions, or a synopsis thereof, may be included in the publications of the State Society, and upon application of an auxiliary society the State Society may become custodian of the records of such auxiliary society.

3. That a copy of the publication of the State Historical Society be sent, free of charge, to such auxiliary societies as make annual reports as provided above.

#### PURPOSE OF AFFILIATION.

1. *Encouragement of Research.*—It is the purpose of the State Society to encourage investigation by giving proper recognition to all worthy contributions that may be made to our history. This will be done both by the public presentation of papers from local societies at the annual meetings and by their publication and distribution by the State Society.

2. *Unification of Work and Preservation of Results.*—This

is the day of co-operation in historical work. A great and noble task lies before us. We cannot afford to duplicate work or to lose any worthy contributions that may be made to our history. Let us not repeat the experience of 1876. Again some of our most important subjects can be worked only by local aid in various parts of the state. This aid can be furnished by the members of organizations in the locality from which information is desired.

### SUGGESTIONS.

*Character of Work Needed.*—The historian should above all things keep himself free from prejudice. It will be impossible to stop investigation and the historian must ever keep in mind the fact that sooner or later his work will be tested by others and his errors brought to light. The value and permanence of all historical work, therefore, is quite in proportion to the amount of truth it contains. "Particularly must he," says one, "guard against careless or incorrect statements about the dead who cannot defend themselves." Every assertion should be susceptible of proof and exact references should be made in foot-notes to the authority upon which a statement is based. If this be neglected, says the writer quoted above, the work stands in danger either of neglect by future historians, or of being discredited as a mass of unsubstantial statements.

*Sources of Information.*—The most fruitful and accessible sources of information on local history are the following: State histories; public records (municipal, county, church, school, etc.); newspaper files; books and pamphlets pertaining to the locality under consideration; manuscript letters, journals, etc., of early settlers; and interviews with the oldest inhabitants.

*Scope of Work Needed.*—In Mississippi the following topics would doubtless yield rich returns to the local historian. The list might be enlarged or changed to meet local conditions.

*Antiquities.*—The name and location of Indian tribes and the events, dates and incidents in their history together with

their present condition in some counties in the State would doubtless prove fruitful to the investigator. Closely allied to this is the subject of archaeology. Although we have no large public collection of pre-historic implements in Mississippi there are several excellent private collections in different parts of the State. These should be cited for the use of investigators.

*Early Settlements.*—This opens a fertile field that has been too much neglected in Mississippi. The local historian should gather up the annals and letters of the first settlers. He should as far as possible ascertain the former homes of settlers and the facts that led to their removal as well as those which determined the location of settlements. Closely allied to this is the development of early thoroughfares. The investigator might also give the early experience as well as the domestic and social customs of the pioneers.

*Biography.*—The lives of men that have contributed to the greatness of our State. We do not know enough about our statesmen, scientists, poets, teachers, philanthropists, authors, etc.

*Groups of Foreign Settlers.*—Although this field is limited in Mississippi, we have not done this work. The Irish settlement in Jasper county and perhaps a few others in the State might be worked with much interest and profit.

*Military History.*—The old militia system and the part taken by the county in the wars in which the United States has engaged need to be investigated now, since those who took part in these events are fast disappearing.

*Political History.*—This subject might embrace county boundaries, their establishment and location; the origin and development of political parties within the county; the establishment of municipalities, etc.

*Religious and Social History.*—The sources by way of church records are abundant. The growth of churches, philanthropic movements and reforms may be included under this subject.

*Educational History.*—This would embrace not only the



public schools of to-day, but private schools of ante bellum times.

*Industrial and Commercial Development.*—The local historian might show the effects of topography, soil and natural resources upon the occupations and economic conditions of the county. Industrial and commercial methods should be treated and statistics given. In this connection the influences of slavery should be noted.

*Miscellaneous Topics of a Local Nature.*—The following subjects might be studied with results more or less satisfactory, according to location: Tory Influences, Railways, Newspapers, Architecture, Contents of Early Libraries, Reconstruction, etc.

## SOME INACCURACIES IN CLAIBORNE'S HISTORY IN REGARD TO TECUMSEH.

BY H. S. HALBERT.

In this article the writer desires to call attention to some inaccuracies in Colonel J. F. H. Claiborne's History of Mississippi, on page 487, in regard to Tecumseh's visit to the Choctaws. These inaccuracies have unfortunately misled the authors of our Mississippi school histories, and I wish here to present the subject in its true light and so correct these inaccuracies for the benefit of all students of Mississippi history. As a beginning, I will state that in 1877 I sent to Colonel Claiborne, then engaged in writing his history, some notes which I had written in regard to Tecumseh's visit to the Choctaws in 1811. These notes gave some account of the last council between Tecumseh and the Choctaws, which was held on Blewett's plantation, in Noxubee County. Subsequent research, several years after, showed that I was in error on some points. Still, if Colonel Claiborne had made use of my notes just as they were, the matter would not have been so bad. I regret, however, to say that Colonel Claiborne took much liberty with my narrative and added thereto some fictitious embellishments. To take a liberal view of the matter, the Colonel, no doubt, considered these embellishments as harmless and as adding somewhat to the interest of the narrative. After the manner of some historians of antiquity, the Colonel had acquired the habit of putting fine speeches into the mouths of his Indian heroes. For the benefit of the students of Mississippi history, I will here state, in all truth and good conscience, that the speech which he has put into the mouth of Pushmataha is nothing more nor less than pure and unadulterated fiction. Pushmataha never made that speech. Even the uncritical school boy might ask the questions: "Who was the reporter in the Indian camp that took down that speech?" "Who translated the speech from Choctaw into English?" The Truth is, Colonel Claiborne simply composed that speech and interpolated it into

my meager narrative. The Colonel, too, seems to have been utterly oblivious or regardless of the fact, that, in all Indian inter-tribal councils where more than one language is spoken, all the business is transacted through the cold medium of interpreters. Under such circumstances there can be no wonderful displays of impassioned oratory. Pushmataha spoke only Choctaw, Tecumseh only Shawnee. A speech delivered by Tecumseh in his native tongue could not have been understood by the Choctaws. Hence, all the arguments and statements on both sides had to pass through the mouth of the interpreter; in this case the interpreter, Seekaboo. Such inter-tribal councils are strictly business conferences. Many years ago it was my fortune to be present at two inter-tribal councils among the wild tribes, where several languages were spoken, and no displays of oratory were attempted—for in such a case the speaker's tribesmen alone could have understood him—but everything was conducted in practical, businesslike manner, the interpreters kept constantly busy translating the statements of the speakers.

Reverting to Colonel Claiborne and Tecumseh, I will state that elsewhere I have given all the attainable facts in regard to Tecumseh's Choctaw visit, worked out from original and authentic sources. Suffice it here to say that Tecumseh in none of his councils exerted the slightest influence over Moshulitubbee, over Hopaii Iskitini, nor over any other Choctaw, chief or warrior. The Choctaw mingoes unanimously and utterly discountenanced his designs, and at the last council threatened to put him to death if he did not leave their nation.

Again, on this same page, there is an inaccuracy in regard to the conference which Weatherford and Ochillie Hadjo had with Mingo Moshulitubbee. In this case, however, Colonel Claiborne is not blameable, as I made the mistake myself in the notes which I sent him. Subsequent inquiry showed that I was in error on this matter, so I here correct the statement by saying that Moshulitubbee was not influenced in the slightest degree by these Muscogee chiefs. This conference is an historic fact, which

I received from the late Mr. G. W. Campbell, of Shuqulak, he receiving it in early life from Stonie Hadjo, one of Moshulitubees' captains. Circumstances show that this conference occurred in the summer of 1813, perhaps in July.

My object in making these corrections is, that, as I am the only person who knows about these erroneous statements in Claiborne's history, I may place the facts in their true light for the benefit of all lovers of historical accuracy.

## DID JONES COUNTY SECEDE?

BY ALEXANDER L. BONDURANT, A. M.

It seems that many within and without the State would answer this query in the affirmative, and even their ordinance of secession is given by one writer on the subject as follows:

“Whereas, The State of Mississippi, for reasons which appear justifiable, has seen fit to withdraw from the Federal Union; and

“Whereas, We, the citizens of Jones County, claim the same right, thinking our grievances are sufficient by reason of an unjust law passed by the Confederate States of America forcing us to go into distant parts, etc., therefore, be it

“*Resolved*, That we sever the union heretofore existing between Jones County and the State of Mississippi, and proclaim our independence of the said State and of the Confederate States of America; and we solemnly call upon Almighty God to witness and bless the act.”

Such being the case, it has seemed to me in order to advert to a discussion in the Nation on this subject beginning March 24, 1892, which throws considerable light on the question. In the paper of this date Samuel Willard, of Chicago, writes that he had been a soldier in the army which invaded Mississippi, and that he had never during the war heard of such an occurrence. When, therefore, he saw the statement made in the New England Magazine, for November, 1891, the author being Professor Hart, he doubted its accuracy. It may be stated just here that Professor Hart, in a subsequent issue of the Nation gives as his authority Mr. Galloway, historian of the Sixth army corps, who published in the Magazine of American History for October, 1886, an article entitled “A Confederacy Within a Confederacy;” but upon what authority Mr. Galloway based his statements does not appear. He therefore wrote to the Governor of

the State of Mississippi and to the clerk of Jones County, and elicited replies from both of these gentlemen, and Governor Stone included a letter from his predecessor, Hon. Robert Lowry, who was sent to Jones County during the war in command of troops for the purpose of arresting deserters. The texts of the letters are too long to quote in full, so a few passages will have to suffice. Governor Stone writes:

“It gives me pleasure to inform you that the whole story is a fabrication, and there is scarcely any foundation for any part of it. To begin with Jones County furnished perhaps as many soldiers to the army of the Confederacy as any other county of like population. \* \* \* Many of them declined to go into the army in the beginning, but so far as formal withdrawal or resolution to that effect is concerned, no such thing ever occurred in Jones County. Hon. Robert Lowry was sent to Jones County during the war for the purpose of arresting and returning deserters to their commands, and there was some little fighting with these bands of deserters, or rather bush-whacking of his men by the deserters; and some of the deserters were arrested and executed, but only a few. The whole story is the veriest fabrication, and I presume few persons of intelligence will believe any of it.”

Ex-Governor Lowry writes: “The county furnished nearly and probably its entire quota of soldiers, many of whom did splendid service. No such effort as establishing a separate government was ever attempted. The story of withdrawal and establishing of a separate government is a pure fabrication—not a shadow of foundation for it.”

Governor McLaurin, in a recent letter to me on this subject, writes: “I was a boy thirteen years old when the war commenced. I was ‘raised’ in Smith County, a county adjoining Jones. I was at home the first three years of the war, and, if there was any attempt by Jones County to secede and set up a separate government, I did not hear anything of it. I was in a

brigade that intercepted a Federal raid that started from Baton Rouge to Mobile in November or December, 1864, and we passed through or very near Jones County, and I never heard of any attempt to set up a separate government in the county. I think it is safe for you to negative the whole story."

E. B. Sharp, Esq., chancery clerk, writes: "The report is utterly false in every particular."

The authority of these well known gentlemen is quite sufficient to dispose effectually of this canard reflecting upon the good name of a county which rendered brave and efficient service to the Confederacy.

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## THE HISTORICAL ELEMENT IN RECENT SOUTHERN LITERATURE.

---

BY C. ALPHONSO SMITH, A. M., PH. D.

The year 1870 marks an epoch in the history of the South. It witnessed not only the death of Robert E. Lee but the passing also of John Pendleton Kennedy, George Denison Prentice, Augustus Baldwin Longstreet, and William Gilmore Simms. In literature it was not only the end of the old but the beginning of the new, for in 1870 the new movement in Southern literature may be said to have been inaugurated in the work of Irwin Russell. I have attempted elsewhere to trace briefly the chronological outlines of this literature from 1870 to the present time. In this paper, therefore, I shall discuss not the history of this literature but rather the history in this literature.

When we compare Southern literature of ante-bellum days with that produced since 1870 we note at once certain obvious differences of style and structure. In the older literature the sentences are longer, the paragraphs less coherent, adjectives more abundant, descriptions more elaborate, plots more intricate and fanciful. In the newer literature the pen is held more firmly; there are fewer episodes; incidents are chosen to illustrate character rather than to enhance the plot; the language is more temperate; the pathos and humor more subtle; some fixed goal is kept in view and the action of the story converges steadily toward this end.

But apart from these stylistic and structural differences there are differences that appeal to the student of history equally as much as to the student of pure literature. Since 1870 Southern writers have begun to find their topics and their inspiration in the life that is round about them. They are resorting not so

much to books as to memory, observation and experience. They are not rising into solitary and selfish renown; they are lifting the South with them. They are writing Southern history because they are describing Southern life. The writings of Irwin Russell, Sidney Lanier, Joel Chandler Harris, Miss Murfree, George W. Cable, Thomas Nelson Page, James Lane Allen, Miss Grace King, Mrs. Ruth McEnery Stuart, and John Fox, Jr., are spreading a knowledge of Southern life and Southern conditions where such knowledge has never penetrated before. And though we call this literature Southern, it is neither sectional in its appeal nor provincial in its workmanship. This, then, is what I mean by the historical element in recent Southern literature.

It has long seemed to me that much of the immediate influence of *Uncle Tom's Cabin* both in this country and in England was due to the fact that the South could not show in all of its ante-bellum literature a single novel treating the same themes treated by Mrs. Stowe, but treating them from a different point of view. It was the first attempt to portray in vivid colors the social and institutional conditions of the South. None of our writers had utilized the material that lay ready to their hands. There was no story written in the spirit of *Marse Chan* or *Uncle Remus* which the South could hold up and say,

"Look here, upon this picture, and on this."

The reception accorded Mrs. Stowe's book in the South teaches a valuable lesson, and a lesson which Southern writers have for thirty years profited by. *Uncle Tom's Cabin* was met by bitter criticism, by argument, by denunciation, by denial, or by contemptuous silence. But the appeal made by a literary masterpiece, however deficient or faulty in its premises, is not thus to be negated. The true answer to *Uncle Tom's Cabin* and the most adequate answer that could be given is to be found in the historical note that characterizes the work of Irwin Russell and those who have succeeded him.

I wish to state, therefore, in somewhat broader terms than

I have yet seen it stated, what seems to me the historical importance of Irwin Russell in American literature. His priority in the fictional use of the negro dialect has been frequently emphasized, but I wish to emphasize his priority in utilizing for literary purposes the social and institutional conditions in which he himself had lived. Skill in the use of a dialect is a purely literary excellence, but when a writer portrays and thus perpetuates the peculiar life of a people numbering four million, he is to that extent an historian; and Irwin Russell's example in this respect meant a complete change of front in Southern literature. He did not go to Italy for his inspiration as Richard Henry Wilde had done. You find no *Rodolph*, or *Hymns to the Gods*, or *Voyage to the Moon* among his writings; but you will find that deeper poetic vision that saw pathos and humor and beauty in the humble life that others had condemned.

The appearance of *Christmas-Night in the Quarters* meant that Southern literature was now to become a true reproduction of Southern conditions. Our writers were henceforth to busy themselves with the interpretation of life at close range. They were to produce a kaleidoscopic body of fiction, each bit of which, sparkling with its own characteristic and independent color, should yet contribute its part to the harmony and symmetry of the whole.

I would not for a moment compare the genius of Irwin Russell with that of Chaucer or of Burns; and yet when Chaucer in the latter part of his life turned from French and Italian sources to find an ampler inspiration in his own England, the England that he knew and loved, he was but illustrating the change that Irwin Russell was to inaugurate in Southern literature; and when Robert Burns broke through the classical trammels of the eighteenth century and lifted the poor Scotch cotter into the circle of the immortals, he was but anticipating your own Mississippian in proving that poetry, like charity, begins at home. To the student of literature, there is a wide difference between the *Prologue to the Canterbury Tales*, *The Cotter's Saturday Night*, and the *Christmas-Night in the Quarters*; but to



the student of history the poems stand upon the same plane because each is a transcript of contemporary life.

Irwin Russell represents, therefore, a transition of vital significance in our literature, a transition that had been partly foretold in the work of Judge Longstreet and Col. Richard Malcolm Johnston. There is as much local coloring in the *Georgia Scenes* and the *Dukesborough Tales* as in the work of Irwin Russell; but I do not find the same deft workmanship; I miss in the older works the sympathy, the pathos, and the self-restraint that enable Irwin Russell to be local in his themes without being provincial in his manner.

I do not say that the poet or the novelist must never revert to past history or to historical documents for his topics. His own genius and taste must be his surest guide to both as to topic and to treatment; but I do say that a nation is unfortunate if the builders of its literature invariably draw their material from foreign sources or from the history that was enacted before they were born.

"I have no churlish objection," says Emerson in his *Essay on Self-Reliance*, "to the circumnavigation of the globe for the purposes of art, of study and benevolence, so that the man is first domesticated, or does not go abroad with the hope of finding somewhat greater than he knows---- The soul created the arts wherever they have flourished. It was in his own mind that the artist sought his model. And why need we copy the Doric or the Gothic model? Beauty, convenience, grandeur of thought, and quaint expression are as near to us as to any, and if the American artist will study with hope and love the precise thing to be done by him, considering the climate, the soil, the length of the day, the wants of the people, . . . . he will create a house in which all these will find themselves fitted, and taste and sentiment will be satisfied also. "

The historical element, therefore, of which I am speaking is not synonymous with the historical novel. The critics apply the term historical novel to those novels that attempt to reproduce

the past. These novels are retrospective and essentially romantic. In the work of Sir Walter Scott this form of literature attained its florescence. But I contend that while the historical novel may have a genuinely human interest, its value as history is almost inappreciable as compared with the historical value of the literature that portrays contemporary life. We do not study ancient history in Chaucer's *Legend of Good Women*, but there would be a deplorable gap in our knowledge of fourteenth century England if *The Prologue to the Canterbury Tales* had never been written.

A hundred years from now Dicken's *Tale of Two Cities* will not have the historical significance that *David Copperfield* will have; because the *Tale of Two Cities* is based on records that are accessible to all students of the French Revolution. It is not an interpretation of life at first hand; it is an interpretation only of books. Then, too, historical investigation is even to-day far more accurate and scientific than when Dickens wrote. But *David Copperfield*, which the critics have never called an historical novel, has an historical element that time cannot take away, for it is the record of what an accurate observer saw and felt and heard in the first half of the nineteenth century. The historical novel, therefore, in the current acceptation of the term, contributes nothing to the sources of historical study, though it does popularize history and thus help to prepare an audience for the scientific historian.

Now, the South has produced her full share of historical novels. From *Horse-Shoe Robinson* in 1835 to *The Prisoners of Hope* in 1898, Southern writers have shown themselves by no means insensible to the literary possibilities latent in our colonial and revolutionary history. But it was not until 1870 that the South may be said to have had a school of writers who, while not neglecting the historical novel proper, began to find the scenery and materials of their stories chiefly in local conditions and in passing or remembered events. Much, it is true, has been lost to our literature, but much has been saved.

It has often been said that the new movement in Southern

literature was due to the influence of Bret Harte's works, but such a statement hardly deserves refutation. The cause lies deeper than this. The events of 1861-65 not only broke the continuity of Southern history but changed forever the social and political status of the Southern states. The past began to loom up strange and remote, but "dear as remembered kisses after death." Men seemed to have lived a quarter of a century in four years. They moved as in a world not realized. Now it is just at such periods that literature finds its opportunity, for at such periods a people's historic consciousness is either deepened or destroyed, and this national consciousness finds expression in historical literature.

The South, then, is slowly writing her history in her literature. Hardly a year passes that some new state or some new period does not find a place in the onward movement. Only in the last year, hundreds of readers who care nothing for formal histories have pored over Mr. Page's *Red Rock* and learned for the first time the inside history of Reconstruction; in the pages of Miss Murfree's *Story of Old Fort Loudon*, they have seen the heroism with which the Tennessee soldier won his state from the wilderness and the Indian; in Miss Grace King's *De Soto and his Men in the Land of Florida*, they have followed the discoverer of the Mississippi on a journey as marvelous and romantic as the fabled voyage of Jason; in *The Kentuckians* of John Fox, Jr., they have read again of that undying feud between highlander and lowlander that has found expression in more than a hundred English and Scotch ballads; in *Chalmette* of Mr. Clinton Ross, they have stood again with Jackson on an immortal battlefield; in *The Wire Cutters* of Mrs. M. E. M. Davis, they have witnessed a hitherto unexplored region, that of West Texas, added to the growing map of Southern literature; in *The Prisoners of Hope*, by Miss Mary Johnston, they have heard the first mutterings of insurrection under the colonial tyranny of Governor Berkeley,—mutterings that a century later were to be reinforced by the pen of Jefferson and the sword of Washington. And these books mark the record of but twelve months.

Need I say that the significance of this historical movement

in our literature is vital and profound for every man and woman before me? or that it merits the earnest consideration of every historical society organized to preserve and perpetuate the facts of our history.

Let me remind you that the literary significance of the Civil War is as noteworthy as its purely historical significance. That struggle meant far more to the South than to the North. To the North is meant the preservation of the Union and the abolition of slavery. To the South it meant decimated families, smoking homesteads, and the passing forever of a civilization unique in human history. But LITERATURE LOVES A LOST CAUSE, PROVIDED HONOR BE NOT LOST. Hector, the leader of the vanquished Trojans, is the most princely figure that the Greek Homer has portrayed; the Roman Virgil is proud to trace the lineage of his people not back to the victorious Greeks but to the defeated Trojans; the English poet-laureate finds his deepest inspiration not in the victories of his Saxon ancestors over King Arthur but in King Arthur himself, the fated leader of a losing cause. And so it has always been: the brave but unfortunate reap always the richest measure of literary immortality.

In conclusion, I believe that in the organization of the Mississippi State Historical Society and in the beneficent work that it has wrought during its career of nine years, I see another indication of that growing historic consciousness without which we cannot stand unabashed before the bar of future history. "Deeds of prowess and exalted situations cannot of themselves" says Schlegel (*History of Literature*, Lecture I) command our admiration or determine our judgment. A people that would rank high in our esteem must themselves be conscious of the importance of their own doings and fortunes." The invaluable work that is being done by this Society for the history of Mississippi is a part of that larger movement of which I have spoken. Both testify to the advent of that historical spirit which "cannot be gotten for gold, neither shall silver be weighed for the price

thereof." If I read aright the signs of the times, the new century will not have been many years old before the history of the South will be enshrined not only in annals and chronicles but in the living letters of a nation's song and story.

## IRWIN RUSSELL—FIRSTFRUITS OF THE SOUTHERN ROMANTIC MOVEMENT.

---

BY W. L. WEBER.

So wide is the connotation of the word Romanticism, we may make up almost any conceivable definition and be sure we have respectable authority in agreement with the view we have taken. The fault to be found with the current definitions is that they stress the source, at the expense, of the character of that influence which transformed "the age of prose and reason" into the "Renaissance of Wonder." The influence to be stressed in the use I shall wish to make of the word Romanticism is protest against the settled, conservative, classical order of things. Secondly, it will be remembered that the source of much of the literary material used by the protestants is to be found in the remote past—remote whether in time or in charge of mental attitude.

In order to be able to throw a clearly defined portrait of Irwin Russell on the canvas of Southern literature, it will be necessary rapidly to review the main outlines of this Romantic movement in the development of English thought a period which may be shown to be the prototype of our own after-the-war literary life.

We shall not go into details. First we should recall to mind the main literary currents of English thinking from the time of Dryden to the end of the dictatorship of the great Cham himself. It will be readily remembered that fashion in literature had changed soon after Shakespere's death and his native wood-notes wild were forgot for a time. The age of prose and reason followed. Self-consciousness was a characteristic note of the Augustan, the eighteenth century literature. Narrowness of

imagination, and faithfulness in copying made up the main classical elements in many an English poet under the regime of Formalism.

"Back to nature!" was the rallying cry of a protest against this formalism—an inarticulate protest which culminated in the Romantic movement. Under the leadership of Dryden and for more than a century after him, canons of literary art based on classical models had almost undisputed sway. Aristotle filtered through Horace and Horace diluted by Boileau were prescribed by doctors who would correct and amend English speech and literature. From these masters were drawn rules so minute and so inflexible as to put to the death budding originality by the demand for "correctness." If the poet were moved to describe pastoral scenes, he must needs go to Theocritus for the names of his characters, to Virgil for the contour of his scenery. But all this classicism was counterfeit. It was "more Latin than Greek, and more French than Latin." The classical poet, as he misnamed himself, followed with slavish persistence the creed which he had adopted. It was an accepted law that "the best of the modern poets in all languages are those that have the nearest copied the ancients." He would have nothing of country life. Rough and irregular scenery were distasteful to him. Mountains he described by Gothic—his pet term of approbrium. Scenery as well as thought must conform to the level. "Decent conformity," then, characterized the Augustan age and enthusiasm had no place in the age of Dryden and of Pope.

Some of the characteristic features of the Romantic movement may be readily got at, by prefixing a negative to the qualities of the classical school. The country, out door life, rugged mountains, folk-songs, ballads in every form, the picturing of English people in English scenery were used as subject-matter—in other words, the telling what the writer had himself seen and, therefore, what he really knew, instead of what he had read. It was this reaction against formalism which produced such men as Chatterton, Burns, Wordsworth, Coleridge, Byron, Scott.

It is not within the purpose of this paper to give a full list of the writers who may be said to be the forerunners of this movement which dominated English poetry during the first quarter of the Nineteenth Century. Nor is it needful to enter into the controversy as to who first gave evidence of the changing attitude. So careful a critic as Theodore Watts assigns the place of priority to Thomas Chatterton, styles him the Father of the Romantic School, and insists that to his influence may be traced some of the best work of Keats and of Coleridge. It will always be well to remember that changes in literary habit do not take place in a year, rarely in a decade. It will, therefore, be easy to point out poets as early as Gray who gave prophecy of the new era. This much at least is noteworthy—putting aside the question as to who comes first of all—that the new current of ideas began very early to flow through poets who were hardly more than boys. Professor Beers has already reminded us that in Joseph Warton as well as in Thomas Chatterton—neither of whom was more than eighteen years of age—we may see the set of the literary current.

It may not be insisting too strongly on a parallel to see in the history of Southern literature a state of affairs much like that we have just sketched. It will be remembered that in 1818 Bryant sounded his protest against a "sickly and affected imitation of the peculiar manner of the late popular poets of England." As late as 1848 Lowell did not hesitate roughly to assert:

They stole Englishmen's books and thought Englishmen's thought,  
With English salt on the tail our wild Eagle was caught.

In these circumstances it is not surprising that Sydney Smith should have asked with suggestion of truth even if with evidence of venom, "Who reads an American book?" American literature in the Northern and Middle sections escaped from bondage many years before the South came into its own literary inheritance. Just as unreasoning worship of a pseudo-classicism had its death-grip on Eighteenth Century writers so a like



uncritical devotion to the usually read classic writers and to earlier English authors had checked the growth of the budding Southern literature of the first half of the Nineteenth Century. Conservative as the South has always been in matters of thought it was not surprising that this should be so. Paul H. Hayne tells what contemptuous references were made by the literary coterie of Charleston to the early efforts of Simms because he dared aspire to cultivate the Muses, when he must needs get his Homer through the medium of Chapman or of Pope. This respect unto classical authority was of long continuance among cultured men and showed itself, also, in the dry and tedious essays of Legare who was reputed a great scholar.

It was, indeed, not until 1870 that the South may be said to have achieved literary independence. As the sway of Greece and Rome passed away, the South came to be a literary dependency of England. Kennedy and Sims are dominated by Scott, just as Wirt and his friends of the "Old Bachelor" group got their inspiration from the Spectator. Of course there were poets as Hayne and Timrod and story-writers as Johnston and Thompson who sang and wrote clearly and with a note of individuality. But Lowell might have described the greater part of Southern literary work in the words:

Your literature suits its each whisper and motion  
To what will be thought of it over the ocean.

With the same thought in mind Poe wrote that "one might suppose that books, like their authors, improve by travel, their having crossed the sea is with us so great a distinction."

This natural conservatism was upheld by the fact that many Southerners of means sent their sons to England to be educated. The South being settled for the most part by emigrants of English blood, it is not surprising that the controlling influence should be from mother-country.

Before the war, Sydney Smith's cutting question might have been answered with greater suggestion of truth in the form, "who reads a Southern book?" A not untruthful answer would have been, "Southerners do not." We have never adequately supported our own writers. We have added to the tragedy of nations by allowing Poe to die the death of an out-cast; Timrod to break his heart, without a crust to eat or a penny to buy food; Lanier not to have time to record the strains that were demanding utterance, in order to spend his wasting strength seeking support for wife and children; Russell broken in courage and in fortune to find not even a resting-place in the soil of his native State. Before the war the Southern library shelves were weighed down with Fielding, Smollett, Addison, Johnson, Scott and Dickens. Charleston had a public meeting to congratulate Macaulay on the issuance of one of the later volumes of his History. Simms and Timrod lived in the City by the Sea in obscurity and neglect. We have not yet reached the place where we turn first to our own writers.

To say we had no writers, no books is not true. We had a plentiful supply of books whose writers with a kind of literary metonymy transferred the conventionalities and commonplaces of English life to the atmosphere of the South. The result was not English and it was not Southern but it had the worst features of both. Wax flowers were long a popular form of domestic art and the literary amateur caught the unreality of the maker of flowers.

There was, indeed, abundant material in the South and much of it was made use of. A distinct weakness in our workmanship arose from the fact that too much material was used for a given purpose. The stage was overcrowded with characters, the plot was weakened by using too much incident. This surplusage of incident seems to have distracted the writer's attention from the details of his craft. The value of the work of art was lost in carelessness of workmanship. The new order of things was to see a renaissance of simplicity. It was to be ex-

pected that in order to bring about a re-crystalization of Southern literary canons a shock was essential. That shock came in the form of the war between the States. New ideas, newly expressed was the inheritance.

The new school of Southern writers found their material near at hand and yet from a past growingly remote. They delighted to tell of the days of slavery—to idealize that period, perhaps—and with some acquaintance with slavery as it actually existed. While it has not been a half century since the master and his slave lived together in Southern lands, yet the number of those who have had experiential knowledge of slave-life in the South is increasingly small. To be accurate the picture of master and man had need to be painted quickly.

Perhaps the very first of our writers to give a true picture of negro life in negro dialect was Irwin Russell of Mississippi. He was certainly the first to make use of verse to put before us the negro as he saw him. Russell's negro is for the most part not the slave but the negro who is reconstructed in his legal relations, but altogether unreconstructed in habits of thought and of action. That negro, a picture of whom was to be had only during the decade immediately after the war, is the hero of much of Russell's verse. That he has pictured the character faithfully is evidenced by the fact of the life of his work. Despite encouragements to die, the slender volume of posthumous verse still lives and seems destined to have permanent place in American literature.

Russell's place in our literary history does not depend solely on the estimation put on his own work but is assured by the fact of his influence on those he preceded in this new field. Joel Chandler Harris was one of the first to recognize the genius of Russell and he doubtless looks upon the power of the young poet as one of the formative influences of his life. Likewise Thomas Nelson Page delights to ascribe to the Bard of the Quarters the inspiration of his own literary life.

It will be remembered that in sketching the English Romantic Movement the fact was recorded that the boys Warton and Chatterton occupied a place of pre-science with regard to these new ideas. It will be worth while calling to mind that Irwin Russell's relation to the Southern Romantic Movement was much the same. Already at sixteen years of age, he had begun to write and ten years later he had completed his work and returned his talents to him who gave them.

The parallel to be drawn between the life of Chatterton and of Russell is interesting if not suggestive of actual brotherhood of thought.

As mere boys they both began to write verse. They both made use of a medium other than mother tongue. Chatterton manufactured for himself a speech we cannot do better than describe as the Rowley dialect; Russell put into form the rude speech of the negro with whom he had grown up; yet he had no help in the difficult work of transcriber.

Chatterton found the tasks set for him in a lawyer's office unbearable while there was poetry in his mind to be written down; Russell was actually admitted to the bar but the Muse of Letters had marked him for her own and the courtroom knew him no more. Breaking away from the bondage of legal drudgery, Chatterton went with high hopes from Bristol to London where for a few short months "the unhappy boy" strove against starvation only at last to be overcome in the struggle for living.

Russell left Port Gibson and went to New York to enter upon a literary life but after buffetings not a few, he at last entered into the eternal rest not vouchsafed on earth to that weary, outworn body.

Chatterton may be granted place as forerunner of that noble body of poets who have had part in making the poetry of the Nineteenth Century as distinct contribution to English literature. Before Irwin Russell there were, indeed, foregleams of the day that was to dawn, but it may not unfairly

be urged that he was the first to turn his camera on one section of our Southern life and give us a picture that has cause to be enumerated among the monuments which must be consulted as primary authorities by the historian who will picture the life and thought of the Southern people.

## WILLIAM WARD, A MISSISSIPPI POET ENTITLED TO DISTINCTION.

BY DABNEY LIPSCOMB

A gentleman of advanced age, ripe culture, and extensive knowledge of the literature of the State, was asked, "Who is the best poet Mississippi has produced?" Promptly he replied, "William Ward of Macon." Respect for the opinion of the one who so unhesitatingly adjudged this pre-eminence among the poets of the State led to a study of William Ward's life and poetry, the result of which is now presented.

At the outset, however, let it be understood that the purpose of this essay is not to establish Mr. Ward's supremacy as a poet. Classifications of this kind in literature and elsewhere are generally unsatisfactory and often invidious, for excellencies that vary greatly in kind are not to be measured in degree. Some would doubtless accord pre-eminence to Irwin Russell for his humorous, sympathetic pictures of the quaintly sage and irrepressibly happy old-time plantation negro. Others would as likely claim this honor for James D. Lynch of West Point, who, against over two hundred poets of America, won for himself and his State, by unanimous vote of the committee of awards, the proud distinction of welcoming the nations of the world to the great Columbian Exposition, and afterward of having his salutation ode adopted as the Press Poem of America. Of him and his works more will be said on another occasion. Other classes in attempts at gradation would prefer this one or that one for reasons as different as the peculiar merits of the poet or the tastes of the admirers.

Panegyric cannot perpetuate a reputation. If so, Tupper, whose fame was predicted, would live as long as the language,

would now be more than a name. Joanna Baillie, too, whom even Sir Walter Scott describes as sweeping her harp

Till Avon's swans—  
Awakening at the inspired strain,  
Deemed their own Shakespeare lived again,

—where is she? Mindful of the futility of claiming for an author more than is warranted, no eulogy will be offered, extravaganza will be avoided. On the contrary, that criticism will be eschewed which "damns with faint praise" what is cordially admired, fearful lest others may not assent. William Ward and his poems shall speak largely for themselves; knowledge of the man and his work being sufficient, it is believed, to justify the claim that he is a poet entitled to distinction.

Like many others who have reflected honor on the State, he was a son of Mississippi by adoption, a New Englander by birth. Son of William and Charlotte Ward, he was born in August, 1823, at Litchfield, Connecticut, an historic village, the early home of the Beechers; once noted also for its famous law school, attended by many from the South, John C. Calhoun among the number. Scarcely less was it famous for the beauty of the surrounding scenery and for the aristocracy of its leading families, who boasted their descent from old English houses as much as did the Virginians of their Cavalier and the Carolinians of their Huguenot ancestry. Social aristocracy in New England was a more prominent feature of life there than is commonly supposed. Among the leading families of Litchfield was that of the Wards. William, father of the subject of this sketch, was a jeweler by occupation, a man of integrity and unusual intelligence; wealthy until middle life, when it appears that reverses overtook him. For this reason his children, excepting one, perhaps, did not receive a college education as was intended. John became an Episcopal clergyman; Elias a jeweler, like his father; Henry, sorely disappointed in not being able to attend Yale College, scholarly, poetic, took reluctantly to printing and editorial work; Mary Charlotte, literary in her tastes, married a wealthy gentleman, traveled in Europe, and

wrote sketches of travel and a number of poems. Of Henry Ward, a word more in passing to indicate more fully the literary leaning of the family. At the age of thirteen, his poem, "Novel Reading; or The Feast of Fiction," published in the local paper, gave him notoriety and raised great expectations. Thwarted in his college aspirations looking toward the ministry, he grew melancholy and excessively reserved. After forty years of life as a practical printer and editor, he left at his decease manuscripts in Greek, Latin and Hebrew, versifications of the Books of Job and Lamentations, and a volume of hymns. His claim to the well-known hymn, "I Would Not Live Always," generally accredited to William Augustus Muhlenberg, and also to the poem, "Tell Me Ye Winged Winds," usually ascribed to Charles Mackay, is set forth in Harpel's *Poets and Poetry of Printedom*. In it, too, may be found other poems by him and several by his sister Mary, then Mrs. Webster.

But to William Ward, the youngest son, attention must now be turned exclusively, with a glance first at the brief but important period of his life spent in his boyhood home. Of those early days which evidently left deep impression on his after life, less can be said than could be wished. The beauty of the country about Litchfield must have impressed him as it did Henry and Harriet Beecher, born amid the same surroundings, ten or twelve years before him. Like them, no doubt, he gazed with delight on the glorious sunsets which Mrs. Stowe so enthusiastically describes, and roamed in perhaps the same mood the woods in which they speculated whether Apollo had not there once built his altars. He, too, wandered along the banks of crystal Bantam River and dreamily watched the clouds as they hooded and unhooded Mount Tom in the hazy distance. Nature there surely must have been "meet nurse for a poetic child."

His scholastic education was completed under the tuition of a learned Episcopal clergyman whose private academy for



boys was well patronized. He was an insatiable reader and a fairly good student, though his mind ran in literary lines rather than to the study of the exact sciences. The classics he must have especially preferred, and in them been carefully instructed, judging from the familiarity he manifests in his poems with the mythology and literature in general of Greece and Rome. Astronomy seems to have laid strong hold upon him; for it held high place in his esteem in later life. He early gave evidence of a poetic tendency, and some of his boyish effusions are said to have possessed considerable merit. Intuition, environment, and reading apparently combined to make of this New England lad a poet. What the experiences of active life contributed in this direction, a look ahead will show.

When only sixteen years of age, a great and unexpected change in his plans and prospects occurred. He was urged by his brother Elias who had gone South and set up in business at Columbus, Mississippi, to come and learn under him the watch repairing and jewelry business. Though his tastes and aptitudes led in opposite direction, the opening seemed too favorable to be set aside. The invitation was accepted and bidding adieu forever to the home of his love, with mingled enthusiasm and trepidation the young man set out on his long journey to the South. Embarking at New York on a sailing vessel, he reached Mobile, Alabama, after a safe but lengthy voyage. Of the experiences of that voyage which afterward gave coloring to some of his most poetic lines and of the amusing incident attendant upon his arrival at Mobile notice cannot now be taken.

Ten or twelve years of quiet busy life at Columbus, Mississippi constitute the second distinct period in William Ward's comparatively uneventful life. His letters home indicate that many of the sights and incidents connected with life in that almost frontier land were new and startling to the scholarly youth from staid Connecticut. By degrees he became accustomed to his surroundings, and identified himself with the so-

ciety and business of the place. Modest and reserved in public, with his friends he was ever a genial and interesting companion. More student than mechanic, he would doubtless have preferred a literary career. As it was, his literary tendency continued to assert itself, and before attaining his majority verses from his pen began to appear in print. At twenty or earlier he became a contributor to the Philadelphia Saturday Courier, to which for ten years or more thereafter he continued to furnish poems or themes chiefly classical and patriotic. First in order of time of those that have been preserved is "The Grave of Hale," which appeared in the issue of June 3, 1843. In smooth and vigorous Spenserian stanzas, he protests against the neglect of the martyr-patriot's grave.

"Alas! and hath no gentle honoring hand,  
But that of Nature decked his tomb with flowers,  
We mourn the heroes of some storied land,  
And leave a cold and barren grave to ours."

Among other published poems of his early period indicative of his devotion to the classic Muse, and of his ardent patriotism, may be named "The Egean," "Greece," "The Bellman of '76," and "Our Own New England."

These lines from the first two poems, written respectively in 1844 and 1845, but for the dates might seem to have been inspired by the result of the late sad struggle between the Greeks and Turks:

"Bright sea! no more the naiad haunts  
Thy pearl founts with a syren spell,  
No sea-nymph on thy foam-bed pants,  
Within her rainbow spawning cell,  
The halo of departed years—  
Sleeps like a dream upon thy sky,  
While the dark curse of blood and tears  
Is echoed back with freedom's sigh."

---

"Oh Greece! could ye but boast of Greeks the shame  
That gathers o'er thee now would make thy altars flame."

For the tenderness and warmth of sentiment expressed therein, the poem, "Our Own New England," merits more than simple reference to it. The last stanza shows how thoroughly Southern in ten years he had become. Friendships strong and lasting had been formed, and he was now prominent among the citizens of a town that even then prided itself on its culture. One of the intimate friends of Alexander K. McClung, he has left an appreciative tribute to that powerful, but somber and erratic genius.

In 1850 Mr. Ward removed to Macon, Mississippi, and there lived till his death in 1887. Early in the fifties he married Miss Emilie A. Whiffen, an estimable and highly cultured young lady of English parentage, then teaching in a female institute at Crawford, Miss. The *Philadelphia Courier* contained a pleasant notice of the marriage, from which this extract is taken: "We sincerely congratulate our esteemed correspondent, William Ward, Jr., Esq., whose delightful verses have enriched but too seldom our Poet's Corner, upon the agreeable fact reported in our hymeneal department last week." These were his halcyon days, during which he was prosperous and serenely joyful in his home. In 1856, he built in the woods skirting the eastern edge of the town the modest but tasteful little cottage in which he spent the remainder of his days. To verse he seems to have given but little time during those busy years; though occasionally he still contributed a poem to the *Courier* and to the Macon and Columbus papers. Three daughters and a son came to increase his pleasures and his cares. Meanwhile the war cloud lowered and the tempest broke in fury on the land he had learned to love and call his own. But this was little heeded in comparison with the calamity which befell him in the midst of those dreadful days in the loss of his devoted and helpful wife. His life "cleft in twain," as he expressed it, from that time forward is thus described by one who knew and loved him: "To his half-orphaned children he became father and mother. We have seen him in his cottage home spending his evenings in the bosom of

his little family, assisting his daughters with their lessons, amusing the children, looking after their comfort, and doing all in his power to make them happy. Proud and sensitive, he bravely struggled through poverty that came to so many Southern families; and though at times obliged to add the office of house-keeper to that of bread-winner for his young family, he never sank the dignity of a gentleman to the servility of a drudge."

Under these circumstances, all the more honor is due to him that after the war he spurned the offers of place and wealth extended by carpet-bag leaders of the Republican party who knew of his Northern birth. Instead of such a course, he became in 1870 editor of the *Macon Beacon*, and was as pronounced a Democrat as he had been Whig in former years. During intervals of work in his little shop he hurriedly wrote his editorials; and might often be seen walking up and down behind the counter evolving a poem or a prose reverie, oblivious to his surroundings. But to poetry he gave no more time than, as he said, he *must*. Outside the joys of companionship with books and with his children, he could truly have exclaimed with Burns:

"Lease me on rhyme! it's aye a treasure,  
My chief, amaisht my only pleasure."

With his little ones, on Sundays, he walked in the woods hard by his house; and on clear nights he often pointed out to them the stars and constellations, and told them of the myths that cluster about Orion, the Pleiads and other denizens of the nightly firmament. He had his own telescope and frequently searched the heavens with it for hours. "It is well," he says, "to look upon the Christmas skies when the most glorious constellations of the year are gathered as at the world's great festival. It will give us higher conceptions of life and tone down excesses we too often indulge in through the anniversary week that closes up the year."

But let us look more closely at the man himself and then give his work such examination as time left us will admit. Tall,

slender, erect in carriage, clean shaven, with dark brown hair and eyes, rapid in his movements, the scholar and the gentleman written unmistakably on every lineament, and William Ward, the man, is as nearly portrayed as can now be done; for except a little daguerreotype taken for his wife, which has been lost, he sat for no other picture. Singularly reserved and almost shy in public, with his children and with his intimate friends he was delightfully communicative, a vein of quiet humor often outcropping in his words and deeds.

Public life he generally avoided; offices which he might have held, he would not accept, although urged upon him. A loyal, ardent Odd Fellow, like Abou Ben Adhem, he "loved his fellow-man," and was loved by them in turn. His addresses and poems on the anniversaries of this order, and at decorations of the soldiers' graves were much admired. Though educated for an Episcopal clergyman, he never united with the church, at least in the South, more than as a vestryman for a time. It is to be regretted that, with outward eye so quick to see and interpret the true and beautiful, his eyes of faith could not discern more clearly the full truth and beauty of God's written Revelation. If so, his pathetic lines on "Hope," composed a few years after his wife's death, would have had a more triumphant ring than is contained in the last two stanzas. Elsewhere hopes shines brighter and faith soars on stronger wings, as when in his "In Memoriam" poem to his wife, he sings:

"Still for this grief so desolate, so lone,  
A solace for unmated hearts is given,  
Another hand, another voice hath known  
The symphonies of heaven."

In the sixty-fourth year of his age, at the season he loved best, the Christmas-tide, December 27, 1887, the gentle spirit of William Ward softly slipped from its earthly moorings. His body by loving hands was tenderly laid to rest in the cemetery at Macon, his home for nearly two score years.

His spirit still lingers with us, embodied in the songs which he sang, now out of a glad, now out of an aching heart. Well has it been said that a poet least of all needs a monumental pile. The Iliad towers high above the Pyramids, and will outlast them by ages. William Ward has left no Iliad; he sang not of the gods and demi-gods; he struck the lyre, and not the full-resounding harp. Intuition, early environment and scholastic training, as has been shown, combined to make of him a poet. Life's dull and dark experiences seemed to repress but could not suppress in him the "noble rage." Visions of beauty continually flitted in his imagination; music from choirs, visible and invisible, seemed ever to soothe and charm his troubled, lonely heart. Especially in the closing years of his life was poetry a joy and comfort to him. As the burdens of life were shifted to the shoulders of his children, he found more leisure, it appears, and indulged more frequently in poetic expression of the mood or thought that deeply stirred within.

As might be supposed, his poems are of as diverse themes and varied measures as the moods and occasions which suggested them. In them may be best shown the poet and to some extent the man; hence, they deserve and, it is believed, will repay a full and close investigation. Hear him first, as in patriotic strain, he invites the world to his adopted land:

#### COME TO THE SOUTH.

Come to our hill-sides and come to our prairies,  
Broaden our fields with the spade and the plow;  
Bring us from Deutsche-land to gardens and dairies,  
To household and kitchen the fraulein and frau;  
Come from the birth-land of Goethe and Schiller,  
Scholar and poet and teacher and priest;  
Come where each acre of tilth needs a tiller,  
And people the South with the strength of the East;  
Bring you the songs and dance of Rhine-land  
The legends and sports of your home if you will;

Give us the lays of your forest and vine-land,  
 With the strong arm of labor the artisan's skill.

Come from the cliffs where the sea-eagle fledges  
 His brood o'er the wild ocean-storm of the North,  
 Where the fisher-boats play round the moss-mantled ledges,  
 Where the sea-kraken sports and the maelstrom has birth;  
 Leave you the land where the treacherous glacier  
 Mocks you, blinded and chilled with its pitiless glare,  
 Where all save the mist-clouded rim of the geyser  
 In the impotent sunlight lies frozen and bare;  
 Where Hecla sits mailed like a desolate giant,  
 With his flame-covered crest and his foot-stool of snow,  
 O'er the storm-rended realm of the Viking defiant,  
 And the sea rolling red in his terrible glow,

We call you, O men of the kilt and the tartan,  
 From highland and lowland, from mountain and mere—  
 Though you feel for your country the love of a Spartan,  
 A sunnier home and a welcome is here;  
 Must you cling to the fields where the gorse and the heather  
 That bloomed for your grandsires still blossom for you?  
 Cannot hopes that await you here loosen the tether  
 Which a birthright descended has cast over you?  
 There is room, there is work for the peer and the peasant,  
 From the land of the shamrock, the olive, and vine,  
 You may lift up unquestioned the cross with the crescent,  
 Or the lilies of France with the thistle-bloom twine.

No prosy pen could have indited those picturesque and stirring lines.

In his Centennial Hymn, "The Victory of Peace," in "The Blue and the Gray," "Under Two Flags," "Gettysburg" and other poems, his muse dons American colors and echoes the national note of peace and unity.

"Now another flag is o'er us,  
 And the bitter hate that tore us,  
 From beneath its shadow falters,  
 Let us raise the olden altars,  
 Let us smite the wretch who palters  
 With the tie that binds forever  
 Those who lost and won together,  
 While their banners live in story,  
 Haloed with a common glory."

GETTYSBURG.

1863

\* \* \* \* \*

We see those splendid columns sweep  
Across the field. Men hold their breath;  
Before them frowns the sullen steep,  
Before and near is life or death.  
\* \* \* \* \*

They are not such as break and fly,  
No laggards droop, no cowards quail,  
Those only pause who drop and die  
Beneath that storm of leaden hail.  
\* \* \* \* \*

'Tis sunset. For the Blue, a gleam  
Of glory fills the dying day;  
From clouds above that sunset stream  
Another glory for the Gray.

1887

\* \* \* \* \*

They meet again—not steel to steel,  
But hand to hand and breast to breast,  
Hailed by the cannon's peaceful peal—  
The Blue the host, the Gray the guest.  
\* \* \* \* \*

And so they share—the brave and true,  
The glory of that fateful day;  
The Gray the glory of the Blue,  
The Blue the glory of the Gray.  
\* \* \* \* \*

'Tis sunset. From yon heaven away  
Fades every golden, purple hue;  
O'er host and guest, the twilight gray  
Blends with the evening sky of blue.

In "McMahon at Sedan" he strikes the martial measure with trumpet note. Many more stirring war lyrics could not easily be found.

But his muse was also often pensive, and in that mood he softly sings as if to himself alone. Among the best of these poems of reflection are "A Memory," "Alone," "Nebulae,"



and "Look Up." In them the visions and the melody evoked are often strangely beautiful and haunting; but a depressing undertone like a sigh runs through them all.

The misty realm of dream-land lies before me,  
 O Sleep! in thine embrace,  
 What shadows from the past are flitting o'er me,  
 What mocking memories traced;  
 The dim procession, slowly wafted onward,  
 Prolongs the dreary moan  
 That finds an echo in that fated one word,  
 Alone! Alone!

From "The Master Thought" and "If Tongues Were Steel," the conclusion might be drawn that a cynic set words to the tunes. The last stanza of the first of these is keenly pointed and sadly near the truth:

"Still man, though born a Socrates or Nero,  
 If white with truth, or black with falsehood's taint,  
 Would rather gleam in marble as a hero,  
 Than glow on canvas, pictured as a saint."

His intense hatred of shams and fraud of every kind occasionally found indignant voice; as

"O God! were all the lies distilled  
 From supple lips in cunning skilled,  
 Hell would be stretched and overfilled;  
 Aye, moulded in one burning curse,  
 'Twould wreck a shaken world; nay worse!  
 Would crush and damn a universe."

But these were transient and rare utterances. "Though far from the east the youth had traveled, he still was Nature's priest." The boy dreamer among the Connecticut hills is now a poet on the Southern prairies.

"And by the vision splendid  
 Is on his way attended."

"The glory had not yet passed from earth." Nature beckoned him continually, and gladly obedient to the summons, he sought her haunts, caught the visions, heard her minstrelsies,

and forgot the while his burdens, his loneliness, and his long sorrow. Many of his poems in whole or part might be cited in proof of this. Most prominent are "The Dying Year," "The South Wind," and "The Night Storm."

For its rich setting and striking presentation of a common theme this poem is reproduce entire:

### THE DYING YEAR.

The year is dying as the dolphin dies,  
Not with the ashen hue,  
Death's signal color, ere the fading eyes  
See dimly, darkly through  
The waxen lids. No pallor creeps along  
The earth and sky; no tone  
Floats through the air like a funeral song,  
Or like a dying groan.

The warm rich sunlight gilds the autumn trees  
Whose gorgeous tints are spread,  
Each toning each, and fringed with heraldries  
Of purple, gold, and red  
The crimson myrtle burns upon its stem  
As though a heart of fire,  
The yellow maple, like an oriflamme,  
Lifts up its banner higher.

The oak is rich with russet, bronze and brown,  
And there a purple crest  
Gleams o'er the forest like a lifted crown  
Some color-god has blest.  
Loosed by the frost, the sumac's pallid leaves  
Like yellow lance-heads fall,  
While lights and shadows ever shifting weave  
A net-work over all.

O queenly autumn! though you proudly lead  
The old year to its death,  
A glory comes and goes where'er you tread  
With every dying breath,  
The year is dying—dying as a king  
Dies in his purple. Now  
His shroud is woven, and its colors fling  
A glory o'er his brow.

The cold, the night, the storm, were especially congenial to him. He almost literally "kept open house" throughout the year; for he would hardly permit his doors to be closed even in the coldest weather. On his gallery he delighted to stand or walk and watch a thunder storm, especially by night, as his graphic picture of "The Night Storm" fully testifies. But nature in her gentler aspects was also at times very attractive to him, as this stanza must suffice to show:

"O warm South Wind! awake and send  
 Across the sea that breath of thine,  
 And let its lotus fragrance blend  
 With the rich odor of the pine.  
 O'er land and sea your treasures bring,  
 From zones with health and beauty rife,  
 To youth the fullness of its spring,  
 To age, the aftermath of life."

Particularly noticeable, and often fascinating through their witchery or weirdness are a number of Mr. Ward's poems. Of those through which fancy sports most winsomely are "The Lake of the Golden Isle," "St. Nicotine, a Christmas Phantasy," "Just Twenty-Two," and "Katie Did."

The last was extensively copied in the press and much admired. It will bear another repetition.

#### KATIE DID.

Naughty Katie, saucy Katie,  
 Is your secret aught to me  
 That you hide it, nor divide it,  
 In a tree?  
 In a tree before the trellis,  
 Where I have a secret hid,  
 And provokingly you tell us,  
 Katie did,  
 Katie didn't,  
 Yes, she did,  
 No, she didn't,  
 Katie did.

Prithce, Katie, by what penance  
 Are you nightly doomed to be

Trilling to the quiet tenants  
Of the tree,  
Safely hidden from espial  
Of what Katie said or did,  
That incessant, shrill denial,  
Katie did,  
Katie didn't,  
Yes, she did,  
No, she didn't,  
Katie did?

Little disputant, securely  
Ambushed, from intrusion free,  
Don't I see you so demurely  
From the tree,  
Peeping through the latticed branches.  
Where the moon its arrows slid,  
Piping forth with cunning glances,  
Katie did,  
Katie didn't,  
Yes, she did,  
No, she didn't,  
Katie did?

Will you tell it, Katie, never?  
Must it still a secret be?  
And forever and forever  
From the tree,  
Will that answer shrill and lonely  
Mock us with the secret hid,  
With these accents varied only—  
Katie did,  
Katie didn't,  
Yes, she did,  
No, she didn't,  
Katie did?

Somewhat more thoughtful but scarcely less charming is the little lyric "Just Twenty-Two," which closes with the plea, "Leave me immortal at sweet twenty-two."

With "The Neophyte" in 1851, the supernatural and mysterious elements, traceable perhaps to Coleridge and to Poe, began to appear in his poems, and became conspicuous in "The

Burning Casque," "The Phantom Train," and "The Ride of the Ku-Klux." At places in these, the breath comes short and quick, and the nerves grow unsteady in the presence of grotesque phantoms and direful mysteries. Few pass a real train without a pause and look of mingled awe and admiration. A momentary glance at "The Phantom Train" should certainly be taken:

On the track stood the engine cold and still,  
 For throttle and valve had ceased to thrill  
 With the giant power of the wizard steam.  
 I saw the track, by the lantern's gleam,  
 Far on the night, till it seemed to meet  
 In a point at the dim horizon's feet,  
 And there in the distance, faint and far,  
 Glimmered a blue and ghostly star.  
 Nearer and nearer it came and grew,  
 'Till it gleamed in a circle of ghastly hue.

\* \* \* \* \*

By the Holy Saints! 'twas a gruesome sight  
 As ever came from the womb of night—  
 A spectral train that, nigher and nigher,  
 Was whirled on its silent wheels of fire.

"The Ride of the Ku-Klux" is even more gruesome and fantastic, but the appearance of those terrible night regulators cannot satisfactorily be shown by a brief extract.

Several poems of personal character deserve notice for both their merit and the associations connected with them. The noble lines to George Peabody may be found in Harpel's "Poets and Poetry of Printerdom," to which reference has been made. In it, too, are published "The Blue and the Gray," "The Frosted Pane," and "The Ride of the Ku-Klux." It is unfortunate that a poem which elicited the following interesting note cannot be designated, perhaps is lost:

New York, March 11, 1872.

Dear Sir:

I thank you for the privilege of reading your beautiful poem, and regret that I could not have been its inspiration. I wrote once a poem for the Atlantic entitled "The Heart of the

War," but never one with the title of yours. You will pardon me, I am sure, for relieving you of the burden of a mistake which was very complimentary to me.

Yours very truly,  
J. G. HOLLAND.

Shakespeare and Dickens were particular favorites of Mr. Ward's, one of his last purchases of books being a new set of each of these authors. For Byron also, as a poet, he entertained a high regard; but perhaps the literary character whom he loved the most was Oliver Wendell Holmes to whom on his seventy-fifth birthday he addressed an affectionate and admiring tribute, which called forth this response from the genial Autocrat:

Beverly Farm, Mass., Oct. 5, 1884.

My Dear Sir:

I beg you to accept my sincere thanks for your very pleasant lines. I am sorry they were too late for the birthday number of *The Critic*; for they would have been reckoned among the best and most graceful of all that were sent. Believe me,

Gratefully yours,

OLIVER WENDELL HOLMES

The most popular poem, however, of this class is one dedicated to Wyatt M. Redding, the telegraph operator who during the yellow fever epidemic of 1878 bravely died at the post of duty in the plague stricken city of Grenada. For its historical as well as poetical value it should be preserved.

WYATT M. REDDING.

GRENADA, 1878.

Click, Click

Like the beat of a death-watch, sharp and quick,  
From hearts that are stifled and lips that are dumb  
With the lightning's speed, and the lightning's thrill,

The dark words go and come:

Click, click, and a pulse is still—

There's a form to shroud and a grave to fill,  
For the Yellow Death is upon the air,  
And the city lies in the clutch of Despair.

Not less a hero than he whose plume  
Goes blood-stained down in the conflict's gloom,  
Not less a martyr than those who slake  
A blood-thirst, bound to the burning stake,  
Is he who stands as the last defence  
Against the shock of the pestilence.

Click, Click

His heart is strong and his fingers quick,  
'Tis a fearful work of hand and brain,  
Each click is a groan, each word is a pain,  
But he falters not in the fight with death,  
Even under his wings as he breathes his breath,  
The shrouded city before him lies,  
And the dead drop down 'neath the burning skies,  
Never a smile, or a word to cheer,  
Brightens his eye, or falls on his ear,  
All is dreary and all is dumb,  
Save the hourly wall from a stricken home.

Click, Click

'Tis the only hope where the dead are thick,  
Where the living strewn by the plague's hot breath  
Are sown with the ripening seeds of death.  
Still, the hero-boy at his key-board stands,  
And many a far off city feels  
The thrill of the wire, and its mute appeals,  
And hands are stretched from the East and West  
Their upward palms with a blessing blest,  
As it comes to those who meet their doom  
Like scorched leaves struck by the hot simoon.

Click, Click

Like the beat of a death-watch, sharp and quick,  
'Tis the last note struck, 'tis the first wild touch  
He gives the key, as he feels the vague  
An creeping chill of the deadly plague.  
Ere its burns with the strength of its fever clutch.  
He falters, falls, and his work is done,  
And the fiend has marked his victim won,  
Not long he dallies with those who fall  
Beneath the curse of his yellow thrall;  
O city, beneath his merciless sway,  
Mourn, mourn, for your hero dies today.

Passing several poems of genuine humor and two or three more lengthy ones of epic cast and tragic interest, this appreciation of William Ward's life and poetry, though incomplete must find an end. What poetry in the abstract is, the world has not yet determined, and probably never will. Whether it be "the rhythmical creation of beauty" or the "lyrical expression of emotion," or both; whether its end be truth or beauty or merely sensuous delight, one or all, each will decide for himself, according as he is provincial or cosmopolitan in his culture. What is poetry to one is doggerel or riming prose to another. "The Ring and the Book" is intolerable to many who enjoy "The Idylls of the King." Wordsworth is for the most part childish or meaningless to numbers who delight in Scott or Byron. Where Poe is lauded, Whitman very likely will be scouted.

Individual estimates of William Ward's poems will, therefore, vary according to the tastes and training of the reader. But it can hardly be doubted that they will appeal strongly to a majority of the lovers of true poetry. If imagery be preferred, it is conspicuous throughout his verse; if emotion be specially sought for, it too in almost every type pulsates in these poems; if music be the criterion, in that also they will not be found wanting, for the melody and harmony of most of them is a striking characteristic. That they might be judged on their own merits, and not so much on the opinion of one who might be deemed more advocate than critic, fuller selections by way of illustration have been offered than would have been the case, if the poems could readily be found. They were published mostly in the Philadelphia American Courier, the Macon Beacon, and the New Orleans Times-Democrat, and have not been collected in book form, as it is earnestly hoped they yet will be. Better known, it is confidently believed that they will place their author high on the roll of Southern poets.

As a summary and a conclusion, the following Report of the Committee on Necrology to the Press Convention of Mississippi in 1888 is here appended:



“One of the oldest members of this association, who had not an enemy on earth, the urbane, genial and ever agreeable William Ward is with us no more. Those of us who knew and loved him for his big heart and true manly worth, will sadly miss his gentle footfalls, cheerful face, and warm hand-clasp as we meet in our annual conventions. The voice of him who sang songs of love, devotion, and duty, is as silent as the marble shaft that marks his resting place.

“Born in a New England village up among the hills of old Connecticut in 1823, Mr. Ward came South when a youth of tender years, to seek a home in the land of sunshine and flowers, fit prototypes of his own sunny self. A poet by nature and a writer of purest English, he gave to the press some of the sweetest poettic gems that have graced the literature of the South; and his poems addressed to or read before our press conventions were always regarded as the chief features of an entertainment. With them he was wont ‘to set the table in a roar,’ or draw tears from the eyes of the most oburate. He wrote his name high on the scroll of fame, and through all the vicissitudes of life, from the days of his early manhood when struggling to support a growing family to the evening of his declining years when surrounded by the comforts of life, that name remains as pure as a star, as unsullied as the snowflakes falling in mid-heaven. In all the relations of life, William Ward was ever a true and honorable man, loving and beloved by all who came within the circle of his acquaintance.

“Let the recollections of this New England youth who cast his lot with the South, and who lies buried in its soil ever remain fresh and green in our heart of hearts; and now let us pluck a flower from the chaplet of memory, and tenderly lay it upon his hallowed grave.”

## SHERWOOD BONNER—HER LIFE AND PLACE IN THE LITERATURE OF THE SOUTH.

BY ALEXANDER L. BONDURANT, A. M. (HARVARD)

The life of Sherwood Bonner illustrates the union of the subtle elements, ancestral traits and personal qualities, which, distilled by the alchemist, Dame Nature, in her alembic produce the individual.

Her father, Dr. Charles Bonner, was born in Ireland, but his family left their ancestral home when he was quite young, and settled in Pennsylvania. When he arrived at man's estate, he left the North, and like Prentiss and Boyd turned his face Southward. He reached Mississippi in "Flush Times," and was content to dwell there, for he found a cultured, refined people, who recognized in him a kindred spirit.

In her novel, "Like Unto Like," Sherwood Bonner thus describes the home of his adoption: "The climate was delicious. Winter never came with whirl or wind and wonder of piling snow, but as a temperate king with spring peeping to meet him, before autumn's rustling skirts had quite vanished round the corner. Yet there was not the monotony of eternal summer. Winter sometimes gave more than hints of power to the pert knaves of flowers who dared to spring up with a wave of their blooming caps in his face; and the peach-trees that blossomed too soon were apt to get their pale pink heads enclosed in glittering ice-caps, through which they shone with resplendent beauty for a day then meekly died. Even a light snow fell at times; and everybody admired it and shivered at it, and said the climate was changing, and built great wood-fires, and tacked list around the doors, and piled blankets on the beds, to wake in the morning to find sunshine and warmth—and mud.

But for the most part, the days, one after another, were as perfect as Guido's dancing hours."

She thus speaks of the people whom both she and her father loved: "They had the immense dignity of those who live in inherited homes, with the simplicity of manner that comes of an assured social position. They were handsome, healthy, full of physical force as all people must be who ride horseback -----and do not lie awake at night to wonder why they were born. That they were Southerners was, of course, their first cause of congratulation. After a Northern tour they were glad to come home and tell how they were recognized as Southerners everywhere—in the cars, shops, and theatres. They felt their Southern air and accent a grace and a distinction, separating them from a people who walked fast, talked through their noses, and built railroads."

The young physician found the sun which caused the flowers to bud, to blossom, to give forth rich fragrance not less kind to the daughters of the Southern village whither he had journeyed; but one seemed to him fairer than all the rest, and he sought to make her his own. Miss Mary Wilson is said to have been both lovable and beautiful. Fortune favored his wooing so they were soon wedded. Their means were ample and Dr. Bonner retired from the active practice of his profession, dividing his time between the management of his estate, and the dispensing of an elegant hospitality in his own home. He was always a great lover of books and possessed a fine mind, but had no ambition beyond his class; and while believing in and honoring woman to the highest degree, he thought her place to be the home.

His library was large and carefully selected, and he directed in large measure the reading of his family. We surmise that the daughter is giving an episode in her own life when she has Blythe Herndon tell Roger Ellis that she never disobeyed her father's injunction about books but once, that having exhausted everything else in the library, she climbed up to the forbidden

shelf and took from it a copy of "Tom Jones." But, says Blythe, "papa scolded; to this day I have never known whether Tom married Sophia." Dr. Bonner was an honorable, courteous, cultured gentleman, another Thomas Dabney. The daughter being asked by Mr. Harper, of Harper and Brothers, where she obtained such a fine command of English, replied with great dignity, "In my father's house."

From her father Sherwood Bonner inherited her love for books, and her keen sense of humor, her best gift from the gods; from her mother came beauty and a charming femininity.

Five children were born to Dr. and Mrs. Bonner; Katharine Sherwood, born February 26, 1849; Ruth Martin, now Mrs. David McDowell, who lives at Holly Springs, Mississippi; Samuel Wilson, who died of yellow fever in '78; and two other children, who died in infancy.

The family residence built by Dr. Bonner is still standing. It is a commodious brick mansion, built in Gothic style, with a wide portico in front, and ample windows opening to the floor. The house stands well back from the street, surrounded by a spacious lawn. One enters a wide hall, and on the left is seen the library, where in winter a wood fire is kept burning. The room is a very charming one, and afforded a most appropriate setting for the writer at her desk. This room is connected with the hall by folding doors. On the right is the drawing-room.

One seeing the fair haired baby-girl in this luxurious, well-ordered Southern home, would probably have said that she was destined to become what her mother before her had been, charming, well read, and, according to prevailing standards, educated. But in addition to these inherited qualities, Sherwood Bonner possessed that strong individuality that made her a writer. As a child she was fond of play, but she loved books and stories better still, and games ceased to charm, if gran'mammy consented to tell her the story of the wonderful adventure of "Breer Rabbit" and "The Tar Baby," or some of his other escapades, or if her papa came in bringing her a fresh volume of fairy stories.

Her first effort at original composition was while she was

still wearing pinafores. It came about in this way: she and a playmate lost their temper, and, forgetting that they were little gentlewomen, began to fight like two waifs with no family dignity to uphold. Kate got her frock torn, and later when her mother asked her the cause of the quarrel, she handed her a paper, with a tragic air, saying, "read this, it will tell you all."

She was not universally popular as a child, for she manifested a precociousness that separated her, in large measure, from her kind; but she attracted strongly those whom she really liked and was, at an early age, the queen of a little coterie of her own. In childhood she was distinguished for loyalty, a ready wit and a keen sense of humor; qualities that made the warp and woof of her nature, and but strengthened when the maid was merged in the woman.

Her education was conducted under her father's eye, and as he pressed the chalice to eager lips, little did he guess that he was entertaining genius unawares. At school she could not have been accounted a hard student. Her mind slaked its thirst at the pure fountain of the muses; history was a joy, literature a delight, and the composition, a task hated by most of her schoolmates, a pleasant pastime; but she looked askance at the sciences, and pronounced life too short for geometry. During her last year at school she wrote an allegory. It is the work of a tyro in art, but was regarded by her schoolmates a remarkable production.

The morning of her life was bright, and with father, mother, sister, brother, around the family hearth, each passing day brought added happiness. Even the dark clouds that began to lower in the North, ere she passed the limits of girlhood, did not bring sadness, for she with many older heads in the South failed to comprehend what these foreshadowed. But she was now to receive the baptism of sorrow, and to gain through suffering needed training and added strength.

"Who tears to other eyes would bring  
Must first have tasted sorrow."

She was just sixteen, she had written something and it had

been accepted, her heart was aglow with visions of the future, when the desolating blow fell upon her home. The much loved mother was taken from her, the rude shock and turmoil of war being too much for that gentle spirit.

We find this entry in Sherwood Bonner's scrapbook in her own hand: "First story ever published, aged fifteen, *Boston Ploughman*, twenty dollars." Underneath, the story is pasted in. It was called "Laura Capello, A Leaf from a Traveler's Notebook." It is a mystery story, highly melo-dramatic and crude, but containing the promise of a rich fulfillment as the bud contains the rose. It deals with the lot of a young girl whose life is the fruit of unhallowed love. The scene is laid in Italy, the land of mystery, and the story is given to the world by a young American artist, whom a capricious fate enmeshes, and make an unwilling actor in the drama. The sketch shows dramatic power, and abounds in vivid description.

Mr. Nahum Capen, the author of "The Republic of the United States," "History of Democracy," and other works, was at this time connected with *The Ploughman*. He was the friend of Longfellow, Lowell and Emerson, and was selected by Hawthorne as the first one to read his first book, which appeared anonymously. He was the intimate friend and adviser also of Irving. Under his tutelage Sherwood Bonner first essayed Grub street, and he never ceased to take a keen interest in her, and was to the day of her death her trusted adviser and friend. He urged her to write, and encouraged her work with kindly, but discriminating words of praise. "Laura Capello" was followed by "A Flower of the South," published in a musical journal. Somewhat later a piece called "An Exposition on one of the Commandments" was sent to *Frank Leslie's Journal*.

In 1871, Sherwood Bonner became the wife of Mr. Edward McDowell, a gentleman of refinement and liberal culture; like his wife he was a native of Holly Springs. The young wife assumed with earnestness the responsibilities of the new life and when her husband determined to try his fortune in the frontier state of Texas, she went with him into a country that was little

better than a wilderness. But the venture failed and the young people returned to Holly Springs poorer in purse than when they left. A daughter was born to them, and for her child henceforth the mother in large measure seemed to live. Like George Sand, she found in motherhood love's deepest expression. At this crisis of affairs, the young wife and mother recalled her talent, and remembering the kind words that had come to her from Boston, she determined to go thither, and try her fortune with her pen. In Boston she became a member of Mr. Capen's family, and under his eye, and with his encouragement, continued her work.

She had the gift of clear vision, and at once perceived that the defects of her early training must be overcome if she was to write that which the world would read; so she studied closely, books, men and manners. The North received her lucubrations with a criticism that was in the main kindly, and ere long she had made for herself a place in "The Moral Lighthouse" as she playfully denominates Boston. After several years she was able to have with her her child and the aunt who since her mother's death had striven to supply her place. But she counted that she was only sojourning in the North. The place of her birth she ever spoke of as "home," and a portion of each year she spent amidst the dear familiar scenes.

Soon after going North she met the poet Longfellow. He recognized her talent, became her warm personal friend, and lent her aid and encouragement in her work. She in turn seemed to impart new vigor to the white-haired poet. She became his private secretary and collaborator. At her suggestion he compiled "Poems of Places, Southern States," and she assisted in this work. It is a quaint conceit of the poet which causes him to treat the South as a separate country. In that interesting book, "Poets' Homes," appears a description of Longfellow's home written by her. It is given the place of honor in the book, but by a strange oversight no credit is given to the author. In one of her early letters from Boston, published in the *Memphis Ava-*

*lanche* she writes: "A great man and a poet, who enjoys the additional distinction of being my very good friend, read my first letter written for your columns, with an evident amusement, which he made a commendable effort to suppress. 'This is too bad,' frowned he, between smiles, 'don't do it again. Write about the good side of Boston next time.'"

She wrote a number of letters for Southern newspapers in a style that the ordinary newspaper man would strive in vain to emulate, though she regarded the letters as mere potboilers. They give interesting accounts of the happenings in Boston, and her impressions of Boston's great men: Emerson, William Lloyd Garrison, Oliver Wendell Holmes and Wendell Philips. She says of Boston: "For the native Bostonian there are three paths to glory. If his name be Quincy or Adams, nothing more is expected of him. His blue blood carries him through life with glory and straight to heaven when he dies. Failing in the happy accident of birth, the candidate for Beacon Hill honors must write a book. This is easy. The man who can breathe Boston air and not write a book is either a fool or a phenomenon. One course remains to him should he miss fame in both these lines. He must be a reformer."

She thus speaks of her meeting with Mr. Emerson: "The unaffected charm of Mr. Emerson's manner soon restored me to my normal serenity, and the interview progressed delightfully for both of us. He has the purest and most refined face I have ever seen, and his smile is something to be remembered forever. Of course we spoke of the South, and he expressed the opinion that the Southern man had a more elegant manner and a finer physical frame than the Northerner, but must generally yield the palm in intellect. And to this I assented sorrowfully enough, recalling as I did, the small returns from the stock I took in a certain Philo club, where I spent the ambrosial evenings of my life and pinned my faith to several masculine coat sleeves of in-



tellectual giants pro tempore, who would have brought my tawny hair down in sorrow to the grave—if I hadn't taken the pin out.

"Mr. Emerson has a way of looking off into the distance as he speaks or listens which is very poetic and beautiful. I liked it, but yet I was not happy, for I had a knot of purple violets in my hair, and I distrusted this way of appreciating them. I don't wear violets every day; nor for the Colonel who talks politics to me; nor for the young preacher who propounds chemical conundrums. And so they meant something in this case! perhaps to subtly express the homage of a Southern heart, that I had no skill to put into words. I dare say, however, the great man received a general impression of sweetness and perhaps it is well he did not trace it to outside influences.

"On the whole, Mr. Emerson personally strikes me as one who might falsify that comprehensive saying that no man is a hero to his valet, as I cannot imagine him under any circumstances other than the consistent high-toned man, who beyond all scholarship and learning

'Still may hear without abuse  
That Grand old name of gentleman.'"

She thus describes her impressions of Carl Schurz, the occasion on which she saw him being a Sumner memorial meeting: "He is German in accent but not in appearance. His full whiskers are red, not blonde. And his features have none of the Teutonic heaviness, but are rather characterized by the sagacious sharpness of the American. The eulogy was very fine, and repeated bursts of applause testified to the enthusiasm of the audience. Most especially I must note the warm and hearty reception accorded that part of the address in which Mr. Schurz spoke of the noble and manly stand taken by Mr. Lamar, of Mississippi, and paid a just tribute to his brilliant eloquence, which was especially grateful to my Southern pride."

In the following paragraph she gives her Southern readers a pen picture of her poet friend:

"Longfellow was there from his beautiful historic home. Bret Harte calls him his 'ideal poet,' and as one looks upon his gracious, benignant face, framed in silvery hair, and reverently notes the broad thoughtful brow, and the eyes from which love toward all mankind seemed to beam, it is easy to comprehend how the perfect harmony between the man and his works should win from one, a poet himself, the highest praise he could possibly bestow."

In her stories Longfellow suggested that she write of the life around her, but she chose, and wisely, the life of the South that she knew best, and the poet admitted in the end that her instinct had led her aright. Before '76 she wrote some of the "Gran-mammy Stories" and other short sketches that found a ready sale. Longfellow said that she would be "the American writer of the future."

Eleven years after "Laura Capello" was written its author visited the scenes where the plot was laid. She enjoyed deeply this foreign travel, and has left a partial record of it in her letters published in Boston and Southern papers, and in her private correspondence. She writes thus to a friend from Rome: "I am living every hour, never have I known days of such enchantment; Roman violets that make the air sweet, Roman fleas that bite with a Swinburne ardor, Roman donkeys that bray in the early morning, Roman shops that bewilder with their gems, shopmen who will make you buy whether you will or no; even in these delights I revel, so what can I say of the pictures, the statues, the ruins of Rome? Do you remember how my Lilian exhausted her raptures after the first layer of her box, and sat afterwards in a mute adoring ecstasy? Think of Lilian's mother in the same position."

Several days were spent by her party at a little coast town in France. At times the hours lagged, so the little group, like the young people in the *Decameron*, devised game and story to amuse themselves. Sherwood Bonner showed herself the most fruitful of device, and became the leader in the sport. She devised a game that was played with avidity. The loser each time

was supposed to pay the forfeit by taking his life with his own hands. A wan young Scotsman who had been "Ordered South" chanced to be one of the party and participated in the game. For the rest it was a pleasing pastime, but for him it had a tragic suggestion, for at that time Robert Louis Stevenson—it was no less than he—had begun that hand to hand conflict with disease that terminated fatally twenty years later. It is thought that he received from this game the suggestion of that very unusual story of his, "The Suicide Club."

Home at last came this busy working bee after her flitting in disant lands. "The Crest of the White Hat," "Rosine's Story," and other sketches show the effect of this foreign travel. The years following were filled with hard work; ever attaining, but never quite satisfied, she strove to make each piece better than the last. During this period she wrote a clever characterization in verse of "The Radical Club," which set all Boston to laughing.

Sometimes she had her hours of despondency as when she wrote a friend, "Put up a tablet for me in case I join the mermaids and write on it,

Death came to set me free,  
I met him cheerily  
As my true friend."

During the summer of '78 yellow fever raged in many parts of the South. The citizens of Holly Springs with a noble disregard for consequences offered an asylum to the refugees from the stricken town of Grenada; in this way the plague was introduced, and of the first hundred who took the fever only ten survived.

Sherwood Bonner was in the North at the time, but she at once hurried to Holly Springs to urge her loved ones to seek a place of safety. But the old physician would not go and his son remained with him; they were soon stricken with fever; she nursed by their bedside during the weary hours of their sickness and they died in her arms on the same day. She escaped the disease, but left Holly Springs broken in health from her constant vigils, and wounded in spirit. She wrote an account of the plague

for *The Youth's Companion*, from which the following extract is taken: "It is not alone to see loved ones die; it is to dread their dying kiss. It is not to watch the dear dead face until the coffin lid is closed above it, but to turn, shuddering, from the face where you can see waves of change follow each other, until it has become a yellow transfigured mask. It is not to see the folded hand clasping flowers, the dear forms enshrouded in fresh grave-clothes, nor to see them laid away with prayers uttered above them and friends standing by with uncovered heads, but it is to know—with what intensity of horror!—that these forms are changed to a poison so deadly, that death can be tasted in the air around them, and love itself shrinks from rendering its last sad offices. It is to know that they are buried, wrapped hastily in sheets, sometimes uncoffined, hurried to deep graves, without friends, or mourners, or care, by hirelings, who slight and dread their task."

After the publication of "Like unto Like" she found ready publishers. Mr. Conant, the editor of *Harper's Weekly*, said to her, "I accept your articles now without reading them in advance, your signature is enough. Enduring fame was hers if she could only live to grasp it, but ere the noon hour was reached, the worker was laid low. She began to feel the approach of an insidious disease, which she strove in vain to throw off. Not wishing to distress her loved ones she spoke of it to only a few friends, who finally persuaded her to consult the best medical authority. The physician when he saw her perfect physique expressed his surprise at her coming. He made the examination, but hesitated to state the result. She would have the whole truth and he pronounced her death sentence, telling her that she had but a single year of life. She met her fate with fortitude, and determined to make the most of the few remaining months, in order to provide a competency for the loved ones that she must soon leave.

She worked on to the very gates of death, her courage never forsaking her; and even when her good right hand was useless

she continued to dictate to an amanuensis, and was satisfied with nothing short of the best work.

February 14, 1883, she wrote:

A LONGED-FOR VALENTINE

Come to my aching heart, my weary soul,  
And give my thoughts once more their vanquished will;  
That I may strive and feel again the thrill  
Of bounding hope, to reach its farthest goal.  
Not Love, though sweet as that which Launcelot stole,  
Nor Beauty, happy as a dancing rill,  
Nor Gold poured out from some fond miser's till,  
Nor yet a name on Fame's immortal scroll—  
But what I ask, O gracious Lord, from Thee,  
If to Thy throne my piteous cry can reach,  
When stricken down like tempest-riven tree,  
Too low for prayer to wreak itself in speech,  
Is but the fair gift—ah, will it e'er be mine?  
My long lost Health for my dear Valentine.

A dear friend writes of the closing days of her life: "During her hours of suffering, her bravery, her patience, and her heroism were extraordinary. One who watched by her dying bed said: 'I have seen her smile when it would have been a relief to see her cry.' She uttered no complaint and no one heard her repine. One day she gaily asked her friends what would be a suitable inscription for her tomb-stone; and from several that had been suggested she selected this, "She was much loved.' Surely no words could furnish a more fitting epitaph for the young life that had done so much, enjoyed so much, suffered so much, in a little more than thirty years." The end came July 22, 1883.

Sherwood Bonner cast the witchery of her personal charm over all who surrounded her. Nature formed her to command, to love and to be loved. In childhood she was slight, but in womanhood she possessed a perfect physique. Hers was no usual beauty; her features were refined, but not regular: her complexion a delicate pink and white; expressive blue eyes, her hair an indescribable shade of auburn and very heavy; an exquisite mouth and chin; and a hand that would have been a sculptor's joy.

The poet Longfellow in a poem dedicated to her thus describes her:

"A cloud-like form that floateth on with the soft undulating gait  
Of one who moveth, as if motion were a pleasure."

Her heart was always true to the friends of her youth, and when they visited the North she was ever ready to introduce them to the circle of which she was so prominent a member. Adulation did not spoil her for she had the artist's perception with her woman's heart. Hers was a trenchant tongue and a stinging wit, but like the Venusian bard she was quite as ready to hold up her own foibles to ridicule as those of others.

She lived for her child, and nothing from her pen is more charming than the references to her in letters to friends, hitherto unpublished. In one of them she writes: "Now for my baby, she certainly is the most perfect child in the world. No human being knows how I love the little thing. Every plan of my life bears upon her future, and so long as she is left me, nothing can ever make me unhappy again."

We may not judge of her literary work as of a finished product. It is rather like a sculptor's dream that is but half realized. Lips are parted as if for speech, eyes look wistfully towards the East; but the figure is still restrained in its marble prison, and we wonder why the sculptor was stricken, the task unfinished.

But this unfinished work was fraught with rich promise. She probably wrote the first story of any writer that belongs to the distinctively Southern school. She wrote before '77 some of "The Gran'mammy Stories," and these seem to be the first negro dialect stories published in a Northern journal, and thus speaking to the whole country. She wrote in '78 "Like unto Like," a story that has to do with the reconstruction period. Into this field Cable came later, and Page selected it as a fitting period in which to locate his most ambitious work, "Red Rock." Only one writer before her had attempted to work this virgin soil, Baker in "Colonel Dunwoddie, Millinnaire." In this book she refers to the "Tar Baby Story," which she published several

years later in *Harper's Monthly*. She wrote some excellent dialect stories of the Tennessee mountains, thus doing pioneer work in a field which Miss Murfree has made so peculiarly her own. She spent some time (beginning in 1880, in that portion of Illinois known as Egypt; and "On the Nine-Mile," and "Sister Weeden's Prayer" illuminate this dark world. These stories and a number of others were written in the dialect peculiar to this region. Of "Sister Weeden's Prayer" in the "new" dialect *The Nation* spoke in most complimentary terms. She seems to have been the first to give to the vernacular of this region literary treatment, thus doing for Illinois what Eggleston and Riley have done for Indiana.

Her principal writings may be grouped as follows: Early pieces, '64-'73;—Letters from Boston and Europe, '74-'76;—Short Stories published in periodicals between '73 and '83; a number of these were collected after the death of the author and reprinted in a volume entitled "Suwanee River Tales" (There are many excellent sketches in this little book, but the best are those in which Gran'mammy figures); to this period of her life belong "Miss Willard's Two Rings,"<sup>2</sup> and "From '60 to '65'"<sup>3</sup>;—"Like unto Like,"<sup>4</sup> a novel, "The Valcours,"<sup>5</sup> a novel-ette, "The Revolution in the Life of Mr. Balingall,"<sup>6</sup> "Two Storms,"<sup>7</sup> "A Volcanic Interlude,"<sup>8</sup> appeared between '78 and '83. She wrote during these years besides, a number of dialect stories dealing with negro character, the mountaineers of East Tennessee, and the denizens of the Western prairie. "Hierony-

<sup>1</sup> Boston, Roberts Brothers, 1884.

<sup>2</sup> Lippincott's Magazine, December, 1875.

<sup>3</sup> Lippincott's Magazine, October, 1876.

<sup>4</sup> New York, Harper and Brothers, 1878.

<sup>5</sup> Lippincott's Magazine, September, October, November and December, 1881.

<sup>6</sup> Harper's New Monthly Magazine, October, 1879.

<sup>7</sup> Harper's New Monthly Magazine, April, 1881.

<sup>8</sup> Lippincott's Magazine, April, 1880.

mus Pop and the Baby," "The Case of Eliza Blelock" and "Lame Jerry" are all strong sketches. Some of these stories have appeared in book form.<sup>9</sup>

The "Gran'mammy Stories"<sup>10</sup> reveal with force and beauty the characteristics of the old Southern "mammy," who deserves a modest place with "The chaste and sage Dame Eurycleia" and fair Juliet's nurse; and Sherwood Bonner has made posterity her debtor by preserving the lineaments of this picturesque personage whose place formerly was of so much consequence in the Southern home. But let the author unfold her character:

"In our Southern home we were very fond of our old colored mammy, who had petted and scolded and nursed and coddled, —yes, and spanked us,—from the time we were born.

She was not a 'black mammy,' for her complexion was the color of clear coffee; and we did not call her 'mammy' but 'gran'-mammy' because she had nursed our mother when a delicate baby,—loving her foster child, I believe, more than her own, and loving us for our dear mother's sake.

She was all tenderness when we were wee toddlers, not more than able to clutch at the great gold hoops in her ears, or cling to her ample skirts like little burrs; but she showed a sharper side as we grew old enough to 'bother round the kitchen' with inquisitive eyes and fingers and tongues. I regret to say that she sometimes called us 'limbs' and would wonder with many a groan and shake of her head, how we contrived to hold so much of the Evil One in our small frames.

" 'I never seed sich chillern in all my born days,' she cried one day, when Ruth interrupted her in the midst of custard making, to beg leave to get into the kettle of boiling soap that she might be clean once for all, and never need another bath; while Sam, on the other side, entreated that she would make three

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<sup>9</sup> "Dialect Tales," New York, Harper and Brothers, 1883.

<sup>10</sup> See "Suwanee River Tales."



'points' of gravy with the fried chicken for dinner. (Sam always came out strong on pronunciation; his very errors leaned to virtue's side.)

" 'I 'clar to gracious,' said poor gran'mammy, 'you'll drive all de sense clean outen my head. How Miss Mary 'xpec's me ter git a dinner fitten fur white folks ter eat, wid you little on-ruly sinners *forever* under foot, is mo' dan I kin say. An' here's Leah an' Rachel, my own gran-chillern, a no mo' use ter me dan two tar babies.'

\* \* \* \* \*

"As gran'mammy grew older, her manner softened; her love was less fluctuating. It was she to whom we ran to tell of triumphs and sorrows; she whose sympathy, ash-cakes and turn-over pies never failed us. It was she who hung over our sick-beds; who told us stories more beautiful than we read in any books; who sang to us old-fashioned hymns of praise and faith; and who talked to us with childlike simplicity of the God whom she loved.

"During the troubled four years that swept like the hot breath of the simoon over our country, she was true to the family. Her love, courage, her faithful work, helped us to bear up under our heavy trials. And when the gentle mother whose life had been set to such sweet music that her spirit broke in the discords of dreadful war, sank out of life, it was in gran'mammy's arms that she died; and neither husband nor children mourned more tenderly for the beautiful life cut short."

"How Gran'mammy Broke the News" shows the tact of the faithful old nurse in revealing to "Aunt Sarah" the fact that her soldier son, who was reported to have been killed in battle, is alive and well, in fact has but a few moments before arrived at that house. One of gran'mammy's foster children is a witness of the scene. The little girl was for going to tell her aunt as soon as her cousin arrived, but gran'mammy said: "Stop, honey, stop; Miss Katie, you forgit. Don't you know dat joy itse'f is sometimes more dan a breakin' heart kin bear? Mis' Sarah is mighty frail; an' she mus' be made ready to meet dis

shock, for dis is jes as much a *shock* as de lie dat struck her down. Blessed be de Lord for sendin' de last so quick on de heels of de fust. \* \* \* \*

"Aunt Sarah's door was ajar. She was seated by the fire in an attitude of utter dejection. Gran'mammy was bustling about the room, an expression of perplexity on her dear old brown face. Presently with a side-long glance at poor Aunt Sarah, gran'mammy began to sing softly. I had never heard her croon anything but Methodist hymns. Now, to my surprise, she broke forth in a chant that Miss Rose was very fond of singing with us after vesper service Sunday afternoons, 'Praise de Lord, O my soul! O my soul; and forget not all his benefits.'

"At first Aunt Sarah took no notice; but, at a louder, more vigorous, 'Praise de Lord, *Praise de Lord!*' she shook her head, as if a gnat was buzzing about her ears, and looked at the singer with a dull look of surprise in her weary eyes.

" 'Gran'mammy *singing!*' " she said, in a faint voice.

"Gran'mammy came and stood directly in front of my aunt. She tried to laugh, but the tears tumbled out of her eyes so fast that she choked in the effort to swallow them.

" 'Why, yes, Mis' Sarah,' she at last manged to say; 'when my heart is light with thinkin' of de goodness of de Lord I can no mo' help singin' dan if I was a saint in heaven worshippin' at de throne.'

" 'The goodness of God!' echoed Aunt Sarah, drearily; 'He has forgotten mercy; He has turned His face from me; He has left me desolate and forsaken in my old age.'

" 'De Lord *never* forgits,' said gran'mammy, solemnly; 'an' He never fails to keep de promises He has made. Lean on me, Mis' Sarah. Rest yo' po' tired head. Speak de name of yo' boy, honey. It'll do yer good ter talk about him.

" 'No, no, no!' said Aunt Sarah, shrinking back; 'I thought you loved him, gran'mammy, but you could come to my room and sing. Go away, I do not want you.'

" 'I'll go, Mis' Sarah, in one little minute. Love Mars' Allan? Why, wusn't my arms de fust ter hol' him—a little soft

helpless innocent—even before you held him to yo' own mother's heart? An' from that very minnnit I loved him. I kin see him now, a little white-headed boy, always runnin' ter his ole gran-mammy fur turnovers an' ginger-cakes. Hevn't I watched him all through de years, growin' as straight an' tall as a young poplar, full of his jokes, but with never a mean streak in him, bless de Lord! An' den, Mis' Sarah, don't you mind how he looked in his grey uniform, wid de gold lace on his sleeves; an' how his eyes would kindle an' his voice ring out when he talked of de country he loved next ter God?"

" 'Gran'mammy! do you want to break my heart? Why do you torture me?' And Aunt Sarah burst into such wild, wild tears that I was frightened.

" 'Oh! my po' sweet mistis, I wants to *mend* yo' heart, not break it;' and gran'mammy, too, burst into tears, kneeling now by Aunt Sarah, with her arms around her. 'I wants you to call ter mind jes' one thing—de commandment given by de Lord to his people, *given wid a promise*. Kin you say it over ter me?"

" 'Honor they father and thy mother,' said Aunt Sarah, like one in a dream, 'and thy days shall be long in the land—'

" 'Stop dar, Mis' Sarah,—*stop at dat promise*,' almost shouted gran'mammy. 'Did Mars. Allan honor his father an' his mother?'

" 'Always! Always! He never disobeyed us in his life. No son could have been better or nobler.'

" *'And thy days shall be long in the land,'* cried gran'mammy, 'which the Lord thy God giveth thee!' Now, Miss Sarah, jes *trust God*. He won't break dat promise.'

"Words cannot do justice to the solemnity, the yearning tenderness, the pathetic earnestness, that made the dear old woman like one inspired. Wave after wave of feeling rolled over her face. I do not know how to express it, but a sacred, even a *religious* rapture seemed to hold her in its possession. Strong feeling had exalted her, I felt as if I should like to steal in and

pray beside her. She still knelt, but she kept her arms about the frail figure in the arm-chair.

“Wild, vague suspicions were evidently forming in Aunt Sarah’s mind. She looked at gran-mammy—a piteous, agonizing gaze. But gran’mammy eyes met hers with steady joy.

“‘What do you mean?’ she gasped huskily. ‘In God’s name, what do you mean?’

“‘I mean,—lean on me, dear, lean on me,—I mean dat if our blessed Lord wus on earth today, an’ we could kneel at his feet askin’ de life of our boy, he could not give it ter us. For Allan’s grave has not been dug, an’ Allan is livin’ not dead to-day.’

“‘What have you heard?’

“‘A messenger has come.’

“Then I saw a transformation. Aunt Sarah sprang up, the color and light flashing into cheeks and eyes, the vigor and erectness of youth restored to her shrunken and bowed figure. No longer a haggard old woman,—like a girl she threw open the door, and swept past me without a word.”

“Gran’mammy’s Last Gifts” has to do with the closing hours of her life.

The children that the old nurse had tended from infancy now gather around her bed. She had her daughter look in her chest and take from it a parcel. “The parcel was handed her, and taking off the outer covering, a white one was revealed; then a third wrapper of silver paper. Slowly, reverently, she unwound this ;and there were two tiny, high-heeled satin slippers, yellow with age, but dainty enough for fairy feet.

“‘De night your mother was married, honey,’ said gran’mammy proudly, ‘nobody waited on her but me. I unlaced de fine weddin’ dress,—all lace an’ satin,—an’ I put de white night-gown over her head. An’ when I took de slippers off her slim pretty feet, she flung her white arms aroun’ my neck, an’ she

says, "keep 'em gran'mammy, in memory o' dis night." An' now, my chile, arter all dese years, I gives em ter you' de fust-born, your dead mother's weddin' slippers.'

"I could not speak for my tears. Was there ever a gift so delicately bestowed? I pressed the slippers to my heart kissing them and the faithful black hands that had taken them from the little feet so many years ago.

" 'Now my little singin'-bird,' said gran'mammy to Ruth, 'I was boun' you should remember me; so I jes' went to de picture man, an' here's my ole black face for you to keep.'

"The likeness was perfect; and as Ruth warmly thanked her she sank back wearily on the pillows.

" 'I'm tired now,' she said, 'Miss Ruthy, I'd like to hear you sing once more—before I hear de angels on de other side.'

"Ruth hushed her sobs and in her exquisite voice rolled out in those beautiful words:

'Only waiting till the shadows  
Have a little longer grown,  
Only waiting till the glimmer  
Of the day's last beam is flown;  
Only waiting till the angels  
Open wide the mystic gate,  
At whose feet I long have lingered,  
Weary, poor and desolate.'

" 'Only waitin', murmured the dying voice. 'O my chil-lern!'" and she spoke with sudden energy. 'In your hearts you are pityin' your poor ole gran'mammy; you are thinking' o' de sun shinin' outside, an' de flowers, an' home and' love. You see me lyin' here, ole, an' black, an' racked wid pain. But oh! what's de sunlight of earth to de glory roun' de throne of God? what's de flowers here ter de flowers in de gyardin younder? An' what's de love of earth ter dat waitin' for me, sinful an' onworthy though I am?'

And with her beloved nurslings around her gran'mammy passed quietly away. Amongst her last words were, "Good-by Miss' Marthy, take good keer o' Miss' Mary's chillren."

"Two Storms," one of her latest stories, published in *Harper's Monthly*, deserves especial notice.

The story has to do with the gulf coast. We see a fair young wife with a husband who idolizes her, and a little daughter with her faithful black mammy. The mother dies suddenly, and the husband is felled by the blow. In his despair he curses Fate and would die. His child he neglects, in fact her presence is disturbing, since it but serves to remind him of his irreparable loss.

Little Dinah's lot is a hapless one. It would be tragic were it not for the devoted old nurse, who watches over her "Shorn Lamb" with a tenderness not to be surpassed by a mother. " 'I wish I were a little dog' she said once to Maum Dulcie, 'then I could lick papa's hand, and perhaps he would pat my head.'

" 'You po' little sweet rosebud!' " cried the old woman, 'Ain't you got yo' ole nuss to love you an' pet you?'

"And in her compassionate tenderness Maum Dulcie did her best to spoil her charge by too great indulgence. \* \* \*

"When at last she aroused from the long trance of her illness, it was to find a face she had dimly feared all her life, bent above her with a rapturous protecting love, to hear a father's voice murmuring: 'My child, my little Dinah, forgive your father for all you have suffered. It is over now, and we will begin a new life hand in hand.' Safe in the purest love man ever gives to woman, she rested on her father's heart; and Maum Dulcie said weeping: 'I dunno but it's a sin to give thanks fur dat Las' Islan' storm, an' I is as sorry as anybody fur de mo'ners an' de dead, but I can't help seein' de good dat de Lord brings out o' calamity.'"

She dedicates "Like unto Like" to Longfellow in the following verses:

O poet, master in melodius art,  
O man, whom many love and all revere,  
Take thou with kindly hand, the gift which here  
I tender from a loving reverent heart.  
For much received from thee I little give,  
Yet gladly proffer less, from lesser store;  
Knowing that I shall please thee still the more  
By thus consenting in thy debt to live.

The story has to do with that time when the South Niobe-like still mourned her dead, and was unable to grasp fully the living present. The opening chapter reveals three Dixie lassies standing on the bridge at sunset—Blythe Herndon, Betty Page and Mary Barton. Each is a real flesh and blood maiden; and while each is southern, they differ much. Below them gurgles a limpid stream and peering into the clear water they see clinging to stones at the bottom moss, which twists itself into fantastic shapes. Above towers a lofty mountain, the setting sun now giving it a glowing aureole; from its base gushes a noble spring, the pride of Yariba, for so this Arcadian village is named. Each maiden speaks of the suggestion that this whirling, twirling moss carries to her mind, and by these and other confidences exchanged on the bridge we are enabled to form some opinion of the dispositions of the young girls, who are important characters in the story.

As the girls talk on the bridge, Mr. and Mrs. Herndon approach. They are still lovers after forty years; and sweet are the memories that crowd upon them now, for it was here they plighted their troth. They find the girls in animated conversation about the advent of a Yankee regiment that is to be stationed at Yariba for the summer. And these loyal young "rebels" are not at all agreed that the officers should be received. Mrs. Tolliver has consented to take Colonel and Mrs. Dexter to board,—brave soul, it cost her many a pang, but she did it to aid her husband's fallen fortunes. This decision causes a flutter, but finally Mrs. Oglethorpe calls and where this lady leads all others follow. With the regiment comes Roger Ellis, a man of middle age, and an ultra-radical. He wins the heart of Blythe Herndon, and then loses it again largely through his own fault.

"But death to the dove  
Is the falcon's love—  
Oh sharp is the kiss of the falcon's beak!"

It is best to mate with your kind, this lesson the book teaches.

The story is briefly told, but its chief charm consists not in the plot, which is rather slight, but in the local color and character portrayal. The artist sketches from life. Squire Barton (the chief of the village detectives), who always knows all the happenings of the village, and thinks he *knows* much that never happens; he is the selfsame squire whose refrain is, "Search the whole world over, there is no place like Yariba," or "We are a good breed in Yariba;" Colonel Dexter, whose eyebrows are askew, the one fierce the other mild; Civil-Rights Bill, the little darky whose antics amuse the reader, but often bring him summary punishment from his old black gran'mammy; Ellis the enthusiast whose passion is reform; Blythe's grandmother, who has ceased to pray to her God because he allowed the Southern cause to fail; Mrs. Roy, the mountain woman, called 'po' white trash' by the plantation negro, but having a pathetic life, and individuality all her own; the forerunner of many others that appear later in the sketches of Craddock, McClelland and Sherwood Bonner; Aunt Sally, the old laundress, (she would have much preferred to be called a washer'oman). who sniffs at a wash board and beats her clothes, "I'se no puny Alabama nigger, I'se fum South Caliny, I 'longst to de oldest branch uv de Tollivers;" Van Tolliver, the brave soldier, the true gentleman who fought through the war, but accepted in good faith the arbitrament of the sword, and in the New South made for himself a place; Blythe Herndon, the idealist, who loved not wisely, and waking found her dream shattered; Betty Page, the cool, calculating coquette; Mary Barton, the loving, sympathizing woman—all these are living breathing persons, not abstractions or figures on a stage.

This book was well received by the critics. Mr. Longfellow, in a letter to Mr. Harper of the firm, Harper and Brothers, says: "It has marked and decided merit, is beautifully written, and full of interest to North and South."

Mr. S. G. W. Benjamin wrote a highly favorable review of the book for *The Literary World*, Boston, from which the following extract is taken: "When a country is ripe for it, its lit-



erature comes unsought and the authors who are its creators appear. Among the various indications that such a literature is at hand, not the least is the publication of such a remarkable work as *Like unto Like*. In style it suggests the work of no other writer; its merits and its faults are entirely its own; its characters could only be found in our complex civilization. The plot is founded on certain phases of American society, and is evidently directly suggested by the author's personal experience and observation. \* \* \* The characters of Blythe, Ellis, the abolitionist, Civil-Rights Bill, Mrs. Roy and the inimitable Mrs. Oglethorpe, abundantly vindicate their right to a prominent and permanent place in our literature."

A reviewer in the *Providence Journal* says: "We welcome it as an olive branch in the truest and best sense of the word. \* \* \* There is not an attempt at fine writing in the book, and yet it is full of painting from life. There is excellent comedy and at least one scene of the deepest tragedy. Here and there we are reminded of Miss Austen, the common scenes of life are drawn with so much fidelity, but our American Miss Austen excels her English sister in imaginative delineation of character, and becomes the true poetess in the presence of nature."

Paul H. Hayne thus speaks of the work: "Regarded purely as a literary performance, this work, as I have before intimated, is exceedingly clever; in certain particulars even brilliantly able. The descriptions of scenery, which in most novels bore one unspeakably, are here vivid, picturesque and truthful, with occasional displays of bright, poetic enthusiasm: and of the *dramatis personae*, some are portrayed with quiet but significant humor, some with keen, ironic shrewdness, and one at least (the 'Grandmother of Blythe Herndon') with a degree of tragic force decidedly impressive."

The concluding extract is taken from a review of "Like unto Like" that appeared in *The Boston Courier*: "Sherwood Bonner's new novel in Harper's Library of American Fiction is a book so original, so charming, so complete in itself, that to write a review of it must be one of the most disheartening tasks

possible. Not for many years has there been produced a novel so broadly American, so unprovincial while yet retaining the peculiar atmosphere of locality, and at the same time utterly unassuming as to its representation of 'phase.' Its art is so good and so fresh that it hardly impresses us as art; it is more nearly nature. And yet the story abounds in traces of dainty skill, and delightful appreciation of the shades and angles of character, and perfect and easy adaptation of words to the transmission of meaning, without that over-solicitude as to style which has become so fatiguing in our recent New England school of fiction writers. \* \* \* The main thing to observe is that Sherwood Bonner has seized the transition period of the feeling between South and North so perfectly that her book will probably stand in the future as the best representative of this episode in the national life; and she has done this within the compass of a simple tale which commends itself to our affections quite independently of that special illustrative interest."

In *Harper's Monthly*, *Lippincott's Magazine* and *The Atlantic Monthly*, the book was favorably reviewed. Sherwood Bonner spoke of it as "a part of her training."

Mrs. Albert Anderson, her lifelong friend, wrote of her: "To literature she was 'Sherwood Bonner,' the young author, full of genius and promise; to society she was the beautiful, fascinating woman, always the central attraction in every room she entered, but to the companions of her youth she was only 'Kate,' the loyal, brave, trusted friend, whose untimely death has taken so much from life that it can never look the same again."

"Hers was a talent" says Dr. William Kirk "sure to expand and develop; she observed life and learned from it and was in no uneasy haste to record her impressions; the future was hers through her individuality, if fate could have permitted it."

But for the work that she has done, which when weighed in the balances still sustains the test, Sherwood Bonner should possess for the students of Southern literature and Southern life, a permanent and abiding interest.

**“THE DAUGHTER OF THE CONFEDERACY”—HER  
LIFE, CHARACTER, AND WRITINGS.<sup>1</sup>**

BY CHARLES CLIFTON FERRELL, PH. D. (LEIPZIG).

It was on the 27th of June 1864 that Winnie Davis was born in the ‘White House’ of the Confederacy at Richmond. The boom of cannons in the distance seemed to celebrate this important event,—the birth of a daughter in the reigning family. But in reality the firing was not a manifestation of joy; many of the cannons were hostile cannons which were ultimately to deprive her of her birthright. The superior forces of the Union were closing in upon the Confederate capital, and it was not long before it fell, and the little girl, as well as her parents and friends, became an outcast. She took part in the flight from Richmond, traveling by day and night in an army ambulance for hundreds of miles over rough roads through lonely woods, and being even carried at times long distances in her mother’s arms. It was a veritable *via dolorosa*! The happy cooing of the baby alone comforted the bleeding hearts of the family and brought smiles to eyes bathed in tears. During the dark days of her father’s imprisonment little Winnie, who alone of the children was allowed to visit him,<sup>2</sup> was the only sunshine that came to him. She liked to stay in his cell, where she played and prattled, all unconscious of the sad surroundings. She would put her arms round his neck, and he would clasp her to his bosom, forgetting everything for the moment except the baby fingers that were pressed against his cheek

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<sup>1</sup> The writer is indebted to the kindness of Mrs. Jefferson Davis for much of the information necessary in the preparation of this paper. Even Mrs. Davis, however, is unable to give the date when some of her daughter’s minor pieces were published, and every effort to secure them has proved fruitless. They : e either out of print or inaccessible.

<sup>2</sup> She was the only one of them he wished to have with him, as she alone would not understand that he was a prisoner.

and the blue eyes that looked into his. It would be hard to over-estimated the comfort she afforded him while he was treading the winepress of bitterness and humiliation.

Thus the infant had received the baptism of fire and deserved the name of 'Daughter of the Confederacy.'

Mrs. Davis tells some interesting anecdotes of the little girl's precocity, which I repeat in her own words. "When Winnie was very small,—I think three years old,—her father was reading aloud to me an essay on the refusal of a tomb to Byron in Westminster Abbey. The nurse took her up to carry her to bed and she called out: 'Oh, do leave me until I hear the rest. The English will regret refusing their great man a grave in their church;' showing she had comprehended the whole paper. Another time, when she was five years old, she was asked: 'For what was Abraham blessed?' 'For the manifestation of faith in hospitality,' she answered. No one had told her in this phrase, for I was her only teacher. At this same time she chanced to be at a church meeting, waiting for me and heard us talking of the minister's needs. For six months afterward she saved up her little pennies and one day tipped up behind him and put them into his hand, which was behind his back, saying: 'Dear Doctor, buy everything you want,—here is the money.' She asked questions which it taxed our mind and ingenuity to answer, and reasoned out her own theories and adjusted facts so as to suit her own ideas of right and justice. She could never become reconciled to the fatted calf being killed for the prodigal son, and sympathized passionately with the dutiful son who came from the field overtired with labor in his father's service to hear sounds of revelry in honor of the prodigal son, while he had never been given a fatted calf with which to entertain his friends."

The father took great pride in the development of his younger daughter's bright mind. He and Mrs. Davis were her first teachers and introduced her to the immortal writers that they

knew best. Before she could read she knew 'The Wreck of the Hesperus,' 'The Fight at Coilantogle Ford,' and Allan-Bane's song in the dungeon of Stirling castle, and had the Bible at her tongue's end. At the age of twelve she knew by heart also many striking passages from Shakspeare and was an ardent admirer of the 'Wizard of the North.' In 1877 she was placed in a boarding school at Karlsruhe, Germany, where she remained five years. The mental and moral discipline maintained by the Protestant sisterhood that directed the school was of the strictest kind; the life was as secluded and as free from gaiety and frivolity as that of a convent. In 1882 Miss Davis went to Paris, where she studied French several months, and afterwards traveled extensively.

When she returned home she spoke German and French more fluently than English, and was well-versed in European, especially German literature and history, but had little reverence for the learning and literary history of her own country. Her parents began by dictations and by interesting excerpts from Anglo-Saxon history to make her breathe their atmosphere and adapt herself to their habits of thought. After her many years of seclusion a new world opened before her young eyes when she made her first appearance in the gay society of New Orleans at the time of the Exposition. Now was formed her first acquaintance with theatre and opera. She was well prepared for this,—really her first encounter with life,—bringing to it a mind vigorous by nature and well disciplined by the study of history and economics. Hence, in spite of the great enthusiasm with which she met the world, she was prevented from forming any but just judgments of men and things. She was queen of Comus this same season,<sup>1</sup> and somewhat later while attending her

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<sup>1</sup> In 1892 she was queen of Momus,—an honor that has always been reserved for natives of New Orleans. Miss Davis is the only visitor upon whom it has ever been conferred.

father on his triumphal procession through Alabama and Georgia she was introduced to the Confederate veterans by General Gordon as 'The Daughter of the Confederacy,'—an eminently appropriate title which she always wore in a manner worthy of her father's daughter.

In 1879 the family had moved to Beauvoir, where they lived until the death of Jefferson Davis. Miss Winnie's devotion to her father is said to have been beautiful. She was his constant companion, accompanying him on all his trips through the South; she served him as private secretary and assistant in all his literary work. She would walk hand in hand with him by the sounding sea; she would pore over volumes uninteresting to her because she knew his heart was in them; she would read aloud to him by the hour, and when he was weary she would sing to him sweet old Southern songs. In fact she was the stay of his declining years, succeeding in her effort to fill not only her own place but that of the sons he had lost.

After the death of the husband and father, Mrs. Davis and her daughter moved to the North. They felt that they must do so in order to secure work, which was now a necessity.<sup>1</sup> It was also a great advantage to them in their literary labors to be in close touch with their publishers, and the Northern climate was better suited to the mother's health. 'The Daughter of the Confederacy' received an urgent and hearty invitation to attend every function connected with the 'lost cause,' which she always accepted when it was possible. Both hemispheres were shocked at the announcement that her life had been cut short at Narragansett Pier on the 18th of September 1898. As was fitting, her body was buried at Richmond, where her cradle had stood,—in that city which is richest in memories of the 'lost cause' and all that is associated with it.

Splendid was the character of this woman who had been

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<sup>1</sup> With their slender means the two women found it impossible to meet the interruptions and exactions of sight-seers at their home, so this too had something to do with the change of residence.

fondled and kissed in her babyhood by such men as Alexander H. Stephens, Judah P. Benjamin, Stephen R. Mallory, and the immortal Robert E. Lee. The hopes they expressed for her future usefulness as they stood around her cradle were fulfilled in rich measure. She always remained a child in her simplicity and in her exquisite purity of soul; she was a woman in dignity and in her ideas of justice before leaving the nurse's arms. Even when she was a mere baby she resented any reflection upon her truthfulness or sincerity; once when somebody reproved her for a supposed fault and threatened to tell her mother, she replied "Do tell her, she always understands me; I am not afraid of my mother." After she had become known as one of the most cultured women of her time,—up to the very hour of her death, in fact,—she did not give up her tender, baby ways with her mother, to whom she would say simply, "I try to be a good girl, do you think, dear, I am?" She was unaffected, charitable, honest, and loyal. Her love for little children was very marked; to the sick and afflicted she was a ministering angel; she was almost worshiped by the poor people and the children about Beauvoir. It is said that she never allowed tramps to be turned away hungry even though she saw them impose upon her repeatedly. She was a model listener and would sit with her blue eyes shining with sympathy. Too modest to lead the conversation, she did so only when her interest in the subject and her knowledge of it made her forget herself and inspired her to speak. She was chary of expressing her opinions, which were honest and well-considered, and especially disliked pronouncements.

Charles Dudley Warner, who knew her and loved her for many years, pays a high tribute in an article as yet unpublished to her sterling character and ingenuous face, her sweet disposition, and power of great affection. He emphasizes her sympathetic nature, her simplicity of manner, her open-eyed candor, her transparent sincerity, and her unworldliness,—her disposition to place spiritual things above material things. He was especially struck with the fact that she was free from prejudice and



bitterness with regard to the war between the States. He had reason to know that she rather shrank from the demonstrations of the Confederate veterans towards her, as she was a little timid in such matters, and had a very humble opinion of herself and her merits and womanly reluctance to such publicity. Yet she met the trying situation admirably, her tact and delicacy preventing her from making any mistakes. She seemed to the veterans the embodiment of those principles for which they had fought, and she always remained true to the traditions of her family and of her beloved Southland.

The first thing Miss Davis published was a little poem in blank verse which appeared in 'The Times-Democrat;' it was an address to a group of giant pines at Beauvoir and was signed 'The Colonel.' She was a member of a little literary club in New Orleans called the 'Pangnostics,' at which each girl read a paper at an appointed time. 'The Daughter of the Confederacy' chose for her subject Robert Emmet, in whom she felt a strong interest because Mrs. Davis' grandfather, Colonel James Kempe, of Natchez, had been one of Emmet's men before he was sixteen. Besides questioning her mother closely as to the stories which her great-grandfather had told about the ill-fated struggle for freedom in the home of his youth, she read at least twenty books on Irish history or subjects related to it, in order to prepare herself for writing, 'An Irish Knight of the Nineteenth Century,' as the piece was called, contains a vivid portrayal of the oppression of Ireland from the earliest times and a sympathetic sketch of the young patriot, whose life was a romantic tragedy. The author shows as great enthusiasm for freedom as does Schiller in his 'Robbers.' Charles Dudley Warner, who was present when the paper was read to the club, was much pleased with it, and Mr. and Mrs. Davis were so

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<sup>1</sup>John W. Lovell & Company, New York, about 1884 or 1885. Now out of print.

proud of it that they decided to have it published, expecting only to distribute copies gratuitously among their friends. However, it went through three editions, and although she had only a small percentage on the books, which sold for twenty-five cents, it brought the young girl \$300. Mr. Ridpath once told Mrs. Davis that it had gone through many Irish societies and awakened much enthusiasm.

The next publication, entitled 'Serpent Myths,' appeared in 'The North American Review.'<sup>1</sup> It shows wide reading and offers an interesting and ingenious theory to explain the origin of these myths. After this came some short descriptions of German life written for various papers and some clever bits of versification which were never published. Two or three years after her father's death she wrote for 'The Ladies' Home Journal' a very strong article against foreign education for American girls, on the ground that such education gives the pupil a different point of view from her own people and puts her out of harmony with her surroundings. This piece attracted wide attention in the North as well as in the South. She wrote for 'Belford's Magazine'<sup>2</sup> a clever criticism of Colonel William Preston Johnston's theory that Hamlet was intended as a characterization of James I, of England.

Miss Davis next resolved to write a book, and chose for her subject a story her mother had told her about a veiled doctor that had once attended a member of Mrs. Davis' family in Pennsylvania. It shows the delicacy of her nature that she feared she might wound the feelings of his family and accordingly laid the scene of her story at Wickford, Rhode Island, in an old house which she had seen there. The main incidents of this novel<sup>3</sup> are true. As it is her most ambitious work, I will speak of it in detail.<sup>4</sup>

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<sup>1</sup>February, 1888.

<sup>2</sup>March, 1891.

<sup>3</sup>'The Veiled Doctor,' A Novel by Varina Anne Jefferson Davis, New York, Harper and Brothers, Publishers, 1895.

<sup>4</sup>The following review is practically the same as one published by the author of this paper in 'The University of Mississippi Magazine,' April 1896.

Doctor Gordon Wickford, the heir of the leading family in a provincial town, has married a city belle. She is a beautiful blonde, whose "glory lies in her hair," which she treasures above all other earthly possessions, including her husband. "He had prostrated himself spiritually before her beauty, and demanded nothing but the acceptance of his adulation." Too late he finds out that blind infatuation has caused him to marry a woman who is so vain, shallow, and frivolous as to be utterly unworthy of him. The uncongenial surroundings among which she finds herself serve to accent her lack of loveliness of character, and to widen the chasm between them. This becomes impassable, as far as he is concerned, when he catches her in a downright lie. Then he turns upon her for the first time, and tells her that, while she may remain in his house, she shall henceforth be his wife only in name. The spirit and determination he shows reveal to her a force of character she had never suspected in one who had been accustomed to yield to her in everything, and she begins to respect him thoroughly. Only after she has lost his love does she realize the value of it, and then she strives to win it back, while a genuine love for him begins to grow up within her own bosom.

As time goes on Wickford recognizes the fact that he is doomed to die of cancer, that dread disease to which other members of his family had already fallen victim. On returning from the city, where his worst fears with regard to his condition have been confirmed, he is thinking of seeking a reconciliation with Isabel, his wife, in order that she may comfort him in the trying hours that are to come. He hesitates because he has heard her make so many unfeeling remarks about the afflicted and infirm, and knows she cannot bear to come into contact with suffering. While he is still in doubt what to do, a scene of which he is an unseen witness convinces him of his wife's infidelity, and in a moment of delirium he cuts off her beautiful hair and throws it into the fire. After this he is ill of brain-fever for a long time.

As he has completely ignored his wife ever since he discovered that she had been lying, he is not aware of the change in her feeling toward him. He persistently refuses to listen when his old aunt attempts to plead the cause of Isabel.

His sensitive nature cannot bear the thought of everybody seeing the mark of the loathsome disease as it slowly eats its way, so he covers his face with a black veil, which he never removes. He loses sight of his own condition in ministering to the sufferings of others. Finally, after many months his own hour comes, and he locks himself within his office, determined that no mortal eye shall see his last sufferings. He writes a letter to his wife beseeching her to respect his wishes in this matter, and assuring her that by doing so she can atone for all her sins against him. She obeys him to the letter, refusing, in spite of vigorous protests, to allow anyone to enter his chamber. She takes her position just outside his door, and listens with agony to his moaning until the end comes, when she finds a note, written just before he expired, in which he recognizes her love for him and asks her forgiveness. After her own great sorrow she is able really to sympathize with the sufferings of others, and finally goes down to the grave respected by all who know her.

Such is the story, briefly told. The title reminds us of Hawthorne's parable, 'The Minister's Black Veil.' Both Doctor Wickford and Parson Hooper put on the veil never to lay it aside even for a moment, and the effect on the outside world is naturally very much the same in both cases, but here the resemblance ceases, for the cause is physical in one instance and moral in the other. The selfishness and levity of Madame Wickford find a parallel in the heroine of Benson's 'Dodo', while her 'new birth' is not altogether unlike that of Marcella, who is, however, an infinitely stronger character. More interesting still is a comparison between our novel and 'The Forge Master' of George Ohnet. Claire persists in receiving the advances of

her husband, Philippe Derblay, with such coldness that he finally loses patience and pays her in her own coin. Her respect for him is awakened, and when he is on the point of fighting a duel for her sake, she rushes in between him and his adversary, revealing to him the fact that she now loves him devotedly. Thus a reconciliation is effected. I do not mean to say that our author has borrowed anything from these stories, for, while she is probably acquainted with them all, it is by no means certain that she has read any one of them. I have mentioned these points of resemblance merely because I think they are interesting.

I have heard the situations in 'The Veiled Doctor' characterized as unnatural and melodramatic, and the style criticised as stilted. With this opinion I cannot agree. Our author partially disarms criticism by calling our attention to the perspective,—the events being supposed to have taken place in "those times when the lives of men and women swung between the two poles of war's brutality and a super-refined sentimentalism, which seems mawkish to their more prosaic grandchildren." The ideals of different periods are not the same, and it is hardly safe to take those of our own as a perfectly reliable standard in judging those of another. For instance, to our age Goethe's 'Sorrows of Werther' seems full of maudlin sentimentality, yet it was received with wild enthusiasm when it appeared, for it mirrored perfectly the spirit of the time. All are agreed that a story should harmonize, at least in a general way, with its historical setting, for else we should be reminded of Horace's picture of the figure with a woman's head, a horse's neck, feathered body, and a fish's tail.

When we take into consideration the sensitive nature of Gordon Wickford and the ignorance of the physicians of his day with regard to the proper treatment of cancer, his desire to die alone does not seem so unnatural, and, if this view be accepted, Isabel's obedience is easily understood. It must be confessed that the most sympathetic and practical character in the book is 'Aunt Hannah.'

The style is not always what it should be, our author being at times unable to resist the temptation to use high-sounding phrases, but it sometimes manifests considerable strength, and we find numerous bits of description that are really clever and show excellent taste in their simplicity. I quote several passages:

“As yet the trees in the street had not completely hidden their graceful branch-lines in new spring greenery; there were still light young shoots in the box hedges, and the air was full of the breath of the spring. In the old garden long lines of crocus, yellow jonquils, and single blue hyacinths hedged the grass-plots. The snowballs were covered with great foamy white balls, periwinkles looked up clear-eyed from under the parlor windows, and everywhere the single blue violets were making the air sweet with their spring thanksgiving. The tall standard roses had thrown out pale-green racemes, and the ‘bridal-wreath’ bushes were just commencing to powder their branches with minature blossoms. A young moon hung like a reap-hook in the evening sky; the bride and groom could see it between a fret-work of flowery apple and pear branches as they paced backward and forward in the soft air.”

“At last the day broke rosy and splendid over a steel-blue sea.”

“There was a freshness on her cheeks and a dewy look about her eyes that seemed to answer to the glory of the new day, and to proclaim her an integral part of the summer morning.”

“Autumn had dressed the old town in sober suits of brown, laced with yellow and red; there was a sharp tang in the salt sea air that sent the blood dancing. The smell of the ripe apples, crushed by the cider-presses, pervaded the orchards, and in the fields the stacked dried corn showed the unsuspected wealth of golden pumpkins that grew between rows. Out in the woods the ferns had grown wan and pale, and the fading leaves began to carpet the dead summer’s undergrowth. Day after day the officer and the lady rode away from the tree-

shaded streets to the silent autumn forests where silvergray oak-boles upheld canopies of brown velvet leaves. The gum-trees burned like fire, and the hickory and sassafras gleamed golden over the red sumach and whortleberry that made the old fields seem deluged with the blood of some mighty battle. At times the long lines of homing ducks would pass them, or a V of wild geese would sweep over their heads, crying 'honk-honk.!' "

"Evening had come on, and the bare boughs were etched black against a lemon-colored sky, which melted into orange where it kissed the horizon."

"The rosy glow in the west faded to ashen gray as the day burned itself out."

"Autumn followed, spreading its rich India carpet of leaves before the retreating footsteps of the dying year."

"Again the dawn swept up out of the sea, rosy and clear; she could see the pink light of a new day on the western walls of the passage."

"He labored under the oppressive aloofness begotten by sorrow, which endows even the most familiar objects with a strangeness borrowed from the new relation that we thenceforth bear to our dead selves. The old landmarks seemed to be obliterated by the torrents of his anguish and he felt no more of the balm he anticipated from a sense of homecoming than he might have experienced in entering any wayside tavern. His disease created a spiritual alienation from all things, and in his heart, like the Jewish lepers, he cried out perpetually, 'Unclean! unclean!' proclaiming his eternal separation from humanity."

"There were all sorts of half-fledged thoughts nestling in his heart as he strode out into the night."

"A sudden apprehension shook her, every overwrought nerve in her body seemed strained to listen; the wind had risen since dark, and was moaning in the chimney. She heard him fumble with the bolts; it seemed an age before the door flew open with a crash, and the storm rushed in whooping, making the candles flicker and starting the smouldering logs into a

blaze. Some one was talking to the Captain in the hall; now the door closed, and she heard his quick step coming back alone. The presentiment of impending evil that had oppressed her all day now took the form of anxiety for her husband; her fear grew into an awful certainty of misfortune as she listened for the Captain's return. Could Gordon have been taken ill? Was there an accident on the journey? Could he even be dead? 'Oh God,' she prayed dumbly, 'not without saying good-bye,—not angry with me, and without good-bye!'

Finally, the moral of the book is one that has the sanction of the father of Greek tragedy; it is the familiar adage that wisdom comes through suffering. The strongest feature of the story is its interest; I could hardly put it down before I had finished it. This interest, which is inspired by its intrinsic merit, is increased by the fact that it is the work of 'The Daughter of the Confederacy,' While it is not a great book, it is well worth reading.

Next came many unsigned essays for different journals,—a Christmas story for 'The World,' and a pretty one called 'Maiblume' for 'Arthur's Home Journal.' Then followed a comprehensive article on 'The Women of the South before the War,'—before she was born. Mrs. Davis gave her the material, and her beautiful, pure soul shed upon it the moonlight of idealism. The piece last mentioned, as well as a remarkable paper on her father's character as she saw it, was published by McClure's syndicate.

Miss Davis was unusually well-versed in Chinese history, as she had spent two years reading it because of her intention of writing a Chinese novel. On this account 'A Romance of Summer Seas' has so strong a *vraisemblance* that people thought the author had visited the scenes so vividly described. Her knowledge of the Chinese world is shown also in an article not yet published which has for its title, 'An Experiment in Chinese Money;' it was written at the time of the silver and gold contest.

It was a cherished wish of the dutiful daughter to put herself in a position to buy a little home in a beautiful country district and a little pony carriage for her mother and herself.



With this in view she wrote 'A Romance of Summer Seas,'<sup>1</sup> which she had first intended to call 'An Unconventional Experiment.' She had contemplated writing a novel of which the scene should be laid at Hong-Kong,—a novel of a more ambitious nature than 'A Romance of Summer Seas,'

The 'unconventional experiment' consists in a young girl's being forced by circumstances to travel under the sole guardianship of a young Englishman from their home, Penang, off the coast of the Malay Peninsula, to Hong-Kong and Yokohama. The summer seas of the Orient and the two cities last named form the background of the story. The pair are very reserved and stand aloof from the other passengers until these begin to gossip about them and to whisper that the relations between them are not just what they should be. This causes two or three fights, two challenges, and one duel, all of which might have been avoided if the people on board had minded their own business. It also brings about a marriage between the young man and young girl in question, who have been awakened by these rude happenings to the consciousness that they love one another.

The characters are well-drawn and lifelike. Bush, the Globe Trotter, who tells the story, proves to be a very entertaining *raconteur* in spite of the reputation he has of being an insufferable bore. He is loyal and true, and does not hesitate to risk his life for his new-found friend. Malcolm Ralstone and Minerva Primrose, the pair in whom the interest of the story centers, are not idealized but thoroughly human. Guthrie, the Kansas cattle king, is the best-drawn character of all; he is kind-hearted and manly, but the personification of vulgarity,—one of that type of Americans who travel much because they think it is the thing to do, make themselves very conspicuous by their loudness, bad manners, and ignorance, and do all they can to bring our country into disrepute. They are aided in that lay in the water like long yellow smudges. As the night

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<sup>1</sup>'A Romance of Summer Seas,' A Novel. By Varina Anne Jefferson-Davis, Author of 'The Veiled Doctor,' New York and London, Harper and Brothers, Publishers, 1898.

this noble work by such vulgarians as the American consul at Hong-Kong,—these creatures who owe their prominence to the abuses of our consular system. Miss Edwina Starkey is a revised but unimproved edition of Mrs. Jellyby,—what Mrs. Jellyby might have been if she had become a sour old maid. Though an apostle of ‘The Brotherhood for the Diffusion of Light,’ Miss Edwina has about as much of the true spirit of Christianity as she has of personal beauty. Among the minor characters Doctor Clark is admirably drawn.

The book contains many charming bits of description; one has the feeling that Miss Davis *must* have visited these scenes which she so vividly paints. The life on shipboard seems very real. We find evidence of the closest observation of the world, and the results of this observation sententiously expressed. A quiet humor pervades the story, which is realistic in the best sense and quite healthy.

I insert a few extracts.

“We were all up on deck enjoying the black glory of the night,—stars set in a velvet pall overhead, and, below, the phosphorus fringes that edged every ripple in the water and made the ship’s wake shine like a reflection of the Milky Way.”

“As I sat there heedless of time, the light in the west faded, and the great blue dome blushed with a thousand delicate gradations of color, from the deep sapphire overhead, where the first stars twinkled, through fainter blues and apple greens, until everything melted into the gold of the horizon.”

“So he went off, leaving me alone in the white glory of the tropic night. No words of mine can convey the magic of that moonlight, enveloping everything, and culminating in a glittering path across the water. Every now and then a fish jumped, and I could see its wet sides glitter; or a ghostly gull swept by on silent wings, for when the full moon rides in the southern sky, not even the birds can sleep, but wake and sing their songs fitfully throughout the night.”

“They sat at the window waiting, and watching the heat-lightning play in the west and the reflection of the ships’ lamps closed in the threatened storm swept up out of the sea, deluging

the city and whipping the quiet harbor into a foam; the thunder crashed incessantly, and the flashes of lightning showed stooping figures running along the bund to shelter, and hooded jinrikishas tearing by, the coolies' grass cloaks dripping at every blade."

"When one woman wishes to wound another she always strikes at her heart."

"Black was very inky and white immaculate to this son of the prairies."

"People never relish life as they do when the taste of death is still bitter between their teeth."

"Her heart was as pure as crystal."

"Women are the most conservative things alive."

"The face he turned upon me was no more the face of Minerva's lover than the sea in December is like the sea in June."

"I venture to say that very few of the dead would be entirely welcome if they returned unexpectedly to their widowed affinities."

"Nothing is so perfect a guarantee of respectability in a chance acquaintance as the names of your own friends on his visiting-list."

"Many babies and Burmese summers had exhausted all the elasticity she had ever possessed."

On the whole, 'A Romance of Summer Seas,' while it is on a less ambitious scale than 'The Veiled Doctor,' seems more natural and shows a gratifying advance along several lines.

When Miss Davis was suffering intensely in her last illness, she would pat her mother's hand and say, "We shall have our carriage when my book sells." But her unselfish dreams were not to be realized. The career which seemed so full of promise was cut short by death. Now we see through a glass darkly; when we see face to face, we shall know why this life of usefulness ended in its morning. As long as the memories of the 'lost cause' linger in her beloved Southland, so long shall the name of Winnie Davis, 'The Daughter of the Confederacy,' remain unforgotten. She has passed away, but the perfume of her noble life will not pass away.

## SIR WILLIAM DUNBAR—THE PIONEER OF SCIENTIST OF MISSISSIPPI.

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BY FRANKLIN L. RILEY, PH. D. (JOHNS HOPKINS UNIVERSITY)

William Dunbar was born in 1749 at the celebrated manor house of Thunderton, near Elgin in Morayshire, Scotland. He was the youngest son of Sir Archibald Dunbar, who was head of one of the most ancient and famous earldoms in his native country.<sup>2</sup> After William Dunbar's removal to America, he became head of this house in Scotland. Although he never assumed the title which he thus inherited, he is known in the history of his adopted state as Sir William Dunbar.<sup>3</sup>

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<sup>1</sup>The writer acknowledges, with pleasure, the valuable assistance rendered him by Major William Dunbar Jenkins, of Natchez, Miss., great-grandson of Sir William Dunbar.

<sup>2</sup>In the ruins of the old Elgin Cathedral, which, on the authority of Billings, was once "the most stately and beautifully decorated of all the ecclesiastical edifices" of Scotland, may still be seen many evidences of the greatness of this family. Over the great Western, or Alpha window of this building have existed for upward of 450 years the arms of the Stewarts and Dunbars, "two families whose names are closely associated with the civil and ecclesiastical history" of Morayshire. "The north end of the transept was called Dunbar Aisle, probably from its having been the burial place of the Dunbars who have been landowners in Moray for upwards of five hundred years." The following are a few of the names of members of this illustrious family, whose remains are deposited here:—Columbo Dunbar, Bishop of Moray; Sir Alexander Dunbar of Westfield, Knight (M. P.); Mr. Patrick Dunbar, Chancellor of Aberdeen; Sir James Dunbar, heritable Sheriff of Moray; Gavin Dunbar, Preceptor of King James V., Archbishop of Glasgow, and Lord High Chancellor of Scotland.

The tomb of Gavin Dunbar, Bishop of Aberdeen, may be seen in 'Bishop Gavin Dunbar's Aisle,' in the transept of the Cathedral at Aberdeen. (Notes from the "Guide to the Ruins of Elgin Cathedral," 10th ed. Published for James S. Pozzi, Keeper of the Ruins of the Elgin Cathedral, 1892.)

<sup>3</sup>Natchez Democrat of Sept. 10, 1873; *ibid.*, Centennial Edition. (1876.)

After he had received a liberal education at Glasgow, his fondness for mathematics and astronomy led him to continue these studies in London. His health failed in the latter place and he decided to try his fortune in the New World.

He procured from the great house of Hunter and Bailey, London, an outfit of goods suitable for trading with the Indians. He reached Philadelphia in April, 1771, and immediately transported his goods, to the value of about £1,000, overland to Fort Pitt (Pittsburg).<sup>1</sup> Within two months he had exchanged them for furs and peltries, which he forwarded to London. He continued in this business for two years, when he formed a partnership with John Ross, a prominent Scotch merchant and capitalist of Philadelphia.

In order to establish a plantation in the British province of West Florida, Dunbar descended the Ohio and Mississippi in 1773, and selected a tract of land near Baton Rouge, then called by the English, New Richmond. He went to Pensacola, capitol of West Florida, where he received from Governor Chester permission to settle the tract selected, and thence to Jamaica, where he bought a large number of slaves, direct from Africa. With these, he returned to his new home, by way of Pensacola, the lakes, and the Amite.

He first directed his attention to raising indigo, but soon found that it was more profitable to manufacture staves for the West India market. These he exchanged for such commodities as were demanded by his neighbors along the Mississippi.<sup>2</sup>

From a document written in 1773, and found among the papers of George Chalmers, Secretary of Trade of Great Britain, we find that at this time there were only thirty-three settlements east of the Mississippi and between Natchez and what is now the state of Louisiana.<sup>3</sup> But from that date the

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<sup>1</sup>Claiborne's (J. F. H.) *Miss. as a Province, Territory and State*, 200; supplement to Appleton's *Cyclopaedia of American Biography*.

<sup>2</sup>"Interesting Centennial Reminiscences" by J. F. H. Claiborne in the *Natchez Democrat* for 1876.

<sup>3</sup>Peter Force Collection of Historical Manuscripts in the Manuscript Department of the Library of Congress, Washington, D. C.

streams of immigration began to flow steadily into this new country. This fact is shown by another contemporary manuscript, which was written by Gov. Chester, shortly after the Spanish conquest of West Florida. In it he says that in 1778, "considering the importance of the Western Parts of the Colony (of West Florida) lying on the River Mississippi which had so far increased in its inhabitants-----that since the-----last Assembly (held in 1772) it had been divided from the District of Mobile or Charlotte County and erected into Two Districts, viz.: The District of Manschack and the District of Natchez and contained a great number of respectable wealthy Planters and Settlers than either of the other Districts in the Colony" (Mobile and Pensacola).<sup>1</sup>

During the greater part of his first six years' residence near Baton Rouge, Dunbar suffered from a series of misfortunes which well-nigh destroyed all that he could accumulate through his industry and thrift. In 1775, he lost some of his most valuable slaves through a rebellion in which they were implicated. Three years later, his house and plantation were plundered by one Capt. James Willing,<sup>2</sup> who, although a commissioned officer in the continental army was really a freebooter. In speaking of Willing's visitation, Dunbar says, in his private Journal that "the houses of the British gentlemen on the English side were plundered, and among the rest, mine was robbed of everything that could be carried away—all my wearing apparel, bed and table linen; not a shirt was left in the house,—blankets, pieces of cloth, sugar, silverware. In short, all was fish that came in their net----I was plundered of £200 sterling value"<sup>3</sup> The year following, 1779, his plantation was again raided,—this time by marauding bands of soldiers from the Spanish army that subdued the district under their gallant leader, Galvez.

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<sup>1</sup>Manuscript volume in the Manuscript Department of the Library of Congress, entitled "W. Florida. Respond: Answer A. Chrystie, V. Chester."

<sup>2</sup>He had been an unsuccessful merchant at Natchez and was well known to the people of that community. (Claiborn's Miss., 117).

<sup>3</sup>Ibid. 119-120.

For several years after the last of these misfortunes, Dunbar was left undisturbed in his pursuits; and by constant application to business and the adroit management of the affairs of his firm, he accumulated a competency.

In 1787, he wrote to his partner, Mr. Ross, that the lands at Natchez were far preferable to their lands at Baton Rouge; that the Natchez soil was particularly favorable to the production of tobacco and that there were overseers in that part of the country who would engage to produce from two to three hogsheads to the hand besides provisions. His final settlement was at a place nine miles south of Natchez and four miles east of the Mississippi River. Here he opened the celebrated plantation called "The Forest," where he spent the remainder of his life.

On account of the competition from Kentucky and the Spanish restrictions on trade, he found the cultivation of tobacco unprofitable. He directed his attention to the raising of indigo, but was soon forced to abandon this also, because of the ravages of an insect. He then engaged in the cultivation of cotton, which proved to be a very remunerative crop. We are told that he became "the most extensive and successful planter" in this region, being one of the first to turn the attention of the planters of the Natchez District to the advantages which the cultivation of cotton afforded over other crops. In 1799 he wrote to Mr. Ross of Philadelphia that he continued to cultivate cotton with very great success and that it was by far the most remunerative staple that had been raised in this county.<sup>1</sup> In another letter, written while in the midst of the cotton harvest, he said that he had made "not less than 20,000 pounds of clean cotton worth in London £2,000." He also mentioned that he had helped to improve the method of packing cotton by the introduction of the square bale. In order to perfect this improvement, he requested his correspondent to have a screw press made in Philadelphia according to the specifica-

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<sup>1</sup>Claiborne's Miss., 143.

tions which were enclosed.<sup>1</sup> In a subsequent letter written to the same party, Dunbar expressed his surprise that the press should have cost him \$1,000, but added that he would try "to indemnify" himself "by extracting an oil from the cotton seed." He requested to be informed what price such an oil would bring in the market, stating that it would probably be classed "between the drying and fat oils, resembling linseed in color and tenacity, but perhaps less drying."<sup>2</sup> Claiborne says that this was "the first suggestion of that product which has now become a great article of commerce, or indeed of utilizing cotton seed at all. At that period it was not dreamed of as a fertilizer, nor fed, in any shape to stock. It was usually burnt or hauled to a strong enclosure, at a remote part of the farm, to decompose, and was considered of no use whatever, and really a nuisance."<sup>3</sup>

These brief extracts, from the correspondence of Dunbar, show that he made a practical application of the scientific principles which he had learned in his native country. No comments are needed to show that he was a man of thought as well as of action.

Dunbar continued his business relations with Mr. Ross until the partnership was dissolved by the death of the latter in 1800. The interest of the heirs of the deceased was then bought by Mr. Dunbar for about \$20,000.<sup>4</sup>

The remaining years of his life were devoted almost exclusively to scientific investigations, which he frequently characterized as his "favorite amusements." He seemed to be indifferent to political preferment, and though out of deference to the wishes of his people, he sometimes permitted an interruption of his scientific work in order to perform the duties of the offices which were more than once thrust upon him, such labors were not congenial to him. After the adjournment of the Terri-

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<sup>1</sup>Claiborne's "Interesting Centennial Reminiscences" in *Natchez Democrat*, Centennial number (1876.)

<sup>2</sup>*Ib.*

<sup>3</sup>Claiborne's *Miss.*, 144.

<sup>4</sup>*Natchez Democrat*, Centennial Number (1876.)



torial Legislature in 1803 of which he was a member, he wrote to President Jefferson expressing his delight upon being able to return to his scientific work.<sup>1</sup>

No greater injustice could be done Mr. Dunbar than to infer that his political indifference was due to lack of patriotism. His strong attachment to the home of his adoption is shown in the following extract from a letter to President Jefferson, written January 7, 1803:—"By a letter----from my much esteemed friend, Mrs. Trist,----she says that you had informed her it was my intention to remove shortly from this country; I beg leave to remove this impression. Since the country has been united to the American federation, I have never ceased to consider it as my own country which I hope never to be under the necessity of abandoning."<sup>2</sup> In another letter, written to the same great statesman six months later, Dunbar calls attention to the "renewed activity and immigration of the French to the Mississippi Valley," and expresses a fear of the consequences to follow therefrom. "It is desirable," he adds, "to preserve the whole of the Valley of the Mississippi for the spread of the people of the United States; who might in the progress of a century, plant the fine western valley of the Mississippi with many millions of inhabitants, speaking the same language with ourselves. It ought not to be objected that this object is too remote to merit contemplation of the present moment."<sup>3</sup> He then gives a discussion of the political methods of the French and Spaniards; also his ideas of the reason why the Spaniards had stopped the right of deposit at New Orleans, with circumstances to confirm the same.

He closes this letter by saying that politics is not a fa-

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<sup>1</sup>Manuscript correspondence of Jefferson in the archives of the State Department, Washington, D. C.

<sup>2</sup>Ibid.

<sup>3</sup>Ibid. This sentence is doubly interesting in the light of the fact that Mr. Jefferson himself had predicted "that it would be a thousand years before the country would be thickly settled as far west as the Mississippi!" (See Hart's *Formation of the Union*, 139.)

vorite subject with him, and that he would probably not introduce it again into their correspondence, unless in the view of communicating something which it might be important for Jefferson to know. However sincere may have been his intentions to abstain from writing on political matters, we find that in his next letter to Jefferson, written about four months later, he discusses at length the claim of Louisiana to West Florida, and gives a representation of the political outlook of Mississippi and of Louisiana.<sup>1</sup> In another letter, written three months later still, he opposes a resolution submitted to Congress "to deprive Jefferson College of thirty acres of land----and to give the same to the city of Natchez."<sup>2</sup>

Dunbar's greatest claim to prominence is based upon the results of his scientific investigations. His researches in this remote and then unexplored field of inquiry brought him into fellowship with the wise and learned of all countries, and gained for him a reputation wider perhaps than that of any other scientist in the history of the State. Col. Claiborne, writing in 1876, said of him that he "was not only the most learned man of his time on the Mississippi, but we have had no man his equal since."<sup>3</sup> Dunbar's fondness for mathematics and astronomy made him the friend and correspondent of Sir William Herschel. He also numbered among his correspondents some of the foremost scientists of his time,—Hunter, Bartram, Rittenhouse, and Rush.

During the latter part of the Spanish rule, he was appointed Surveyor General of the District of Natchez. He also served as a representative of the Spanish government in locating the 31° of North Latitude, which was established as the boundary line between the United States and the Spanish possessions east of the Mississippi. As he was never a subject of his Catholic

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<sup>1</sup>Manuscript Correspondence of Jefferson, in the State Department, Washington, D. C.

<sup>2</sup>Ibid. On Dunbar's Memorial to Congress, in behalf of Jefferson College, see Gales and Seaton's Annals of Congress, 8th Cong. 2d. Ses., pp. 685, 1184.

<sup>3</sup>Natchez Democrat, Centennial Number (1876.)

Majesty,<sup>1</sup> these services were strictly professional. The relationship between him and Governor Gayoso was, however, very cordial, as is shown by their correspondence.<sup>2</sup> Upon one occasion,<sup>3</sup> Dunbar presented Gayoso with a costly sextant, which the latter needed in order to complete a course of astronomical observations upon which he was engaged. At another time<sup>4</sup> Gayoso had cause to thank Dunbar for the use of a "famous astronomical circle" belonging to the latter. Gayoso says of this instrument, "it surpassed my expectation,----- Every part is so delicately finished and solidly supported & so well prepared to be adjusted that it would give me courage to make an observation myself. If the instrument was not your own property I would have advised you to make a voyage to admire it. Now I think with your assistance I may with confidence and decency proceed to the demarcation of the Line as soon as I receive orders for the purpose." The sickness of Mr. Dunbar about this time was a source of great concern to Gayoso. In a third letter<sup>5</sup> upon this subject, written two weeks before the work upon the line began, Gayoso expressed some apprehension that, for his sake, Dunbar might imprudently expose himself. When Dunbar was at work upon the line, Gayoso wrote to him as follows: "I congratulate myself for having had the opportunity of meeting with a person so well calculated to fulfill so important a charge for which is required science with every other quality worthy of public trust; you possess them all in a degree to do honor to any country; these are my sincere sentiments."

Dunbar's services on the line of demarcation extended

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<sup>1</sup>He retained his English citizenship until Natchez passed into the possession of the United States, when he took the oath of allegiance to this government.

<sup>2</sup>Sixteen letters from Gayoso to Dunbar are now in the possession of Mrs. George T. Green, of Natchez, Miss.

<sup>3</sup>March 9, 1787.

<sup>4</sup>Letter written at New Orleans, Dec. 20, 1797.

<sup>5</sup>Letter written at New Orleans, May 12, 1798.

from May 26 to August 28, 1798, the time consumed in surveying the first eighteen miles of the boundary.<sup>1</sup> The preliminary observations leading to the location of the 31° were made in his private observatory on Union Hill.<sup>2</sup> An inundation of the Mississippi prevented the survey from beginning at the bank of the river. The water having receded by the 28th of July, Dunbar began to extend the line to the river from the point of starting, while Ellicott, the American Commissioner, continued his survey to the east.<sup>3</sup> Through this swamp, which was found to be 2111.42 French toises or 2 miles and 186 perches English measure, a trace sixty feet wide was cut to designate the boundary, and posts were put at intervals of a mile.

Dunbar rejoined the American Commissioners on August 20. A few days later he made the following entry in his report to the Spanish government:—"I set out on the 31st day of August bidding a final adieu to the Gentlemen of both Commissions, with whom I had spent three months in a manner highly agreeable to my own taste, and with uninterrupted harmony on my part with every gentleman of both parties, and had it not been that my family and other interests demanded my protection and superintendence, I should have with pleasure pursued this employment to its conclusion."<sup>4</sup> Ellicott, in his report of this survey, published in the Transactions of the American Philosophical Society, says:—"To William Dunbar, Esq., of the Mississippi Territory I feel myself under the greatest obligations for his assistance during the short time he was with us; his extensive scientific acquirements, added to a singular facility in making calculations would have reduced my labour to a mere amusement, if he had continued."<sup>5</sup> The same writer

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<sup>1</sup>This was the limit of the cultivated lands at that time.

<sup>2</sup>Transactions of the American Philosophical Society. V, 216, Foot-note.

<sup>3</sup>They separated ten miles east of the point of starting.

<sup>4</sup>Manuscript copy of Dunbar's Report, presented to the writer by Major William Dunbar Jenkins, of Natchez, Miss.

<sup>5</sup>Transactions of the Amer. Phil. Soc. V., 203.

in his Journal, published in Philadelphia, five years after his association with Dunbar, says that he is "a gentleman whose extensive information and scientific acquirements would give him a distinguished rank in any place or in any country."<sup>1</sup> Since Ellicott himself was one of the foremost scientists of his time in this country<sup>2</sup> the value of his estimate of Dunbar cannot be questioned.

A few months after the completion of this important public survey, Daniel Clarke wrote a letter to Thomas Jefferson, in which he referred to Dunbar as "a person worthy of being consulted-----on subjects relating to this Country its productions, or any philosophical Question connected with them-----For Science, Probity & general information (he) is the first Character in this part of the World. His long residence in this Country, still but little known to men of letters, its Situation with respect to many Savage tribes, some of which lately inhabited the very Place where he resides & where their visages are still perceptible, the extensive Communications with remote parts presented by the Mississippi and concourse of Indians & traders, have given him many opportunities of making observations which may not have presented themselves to others and may not probably occur in future, to these may be added those he has made on the Country itself, its population, manners, Customs of the Inhabitants, the different Changes in their Government for the last 40 years, the Climate, soil & Trade which are but little known abroad."<sup>3</sup>

The manuscript correspondence of Thomas Jefferson, in the Archives of the Department of State at Washington shows that he acted upon this suggestion from Mr Clarke. In this collection there have been preserved fifteen letters that were written by Dunbar.

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<sup>1</sup>Ellicott's Journal, (1803) 56.

<sup>2</sup>See Publication of the Amer. Hist. Association for 1897, 181, Footnote; Publication, Miss. Hist. Soc. for 1898, 55, Footnote.

<sup>3</sup>This letter was written at New Orleans, Feb. 12, 1799. It is found in the Manuscript Correspondence of Thomas Jefferson in the archives of the State Department, Washington, D. C.

The first of these in chronological order, bears the date of July 15, 1800. It states briefly that in compliance with the request of a friend in London, Dunbar had prepared certain notes and remarks "made while upon the line of Demarcation." These he sent to Jefferson with a request that after reading he forward them to London. Jefferson, who was then President of the American Philosophical Society and a great patron of science, was so favorably impressed by these notes that instead of forwarding them as directed, he sent them to Dr. Wistar of Philadelphia with a recommendation that Dunbar be elected to membership in the Philosophical Society. On this point Jefferson wrote that he had proposed so many members at different times that he was afraid to add to the number. "Yet," says he, "Dunbar ought to be associated to us. I enclose you a letter with communications of his to Mr. Smith of London which ----will enable you to judge of his degree of science, & therefore, I leave them open for your perusal, & will pray you to seal & send them----to London." Shortly after this Dunbar was elected to membership in this, the most celebrated organization of scientists in the early history of the United States. The fact that only thirteen other Americans were added to this body during the three years from January 1st, 1799 to 1802, gives a proper estimate of the high honor conferred upon Mr. Dunbar. In writing to Dunbar, shortly after this recognition of his scientific attainments, Ellicott says: "If you do justice to your own abilities and observations, you will do credit to the society by your communications."

Before considering the character and extent of his subsequent contributions to science, the notes and remarks referred to above demand consideration. These are contained in his report of the survey to his Catholic Majesty,<sup>1</sup> the Spanish copy

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<sup>1</sup>The exact title of this report is: "Account of the Commencement and Progress of the First 18 Miles of the Line of Demarcation, beginning at the River Mississippi and proceeding East along the most northerly part of the 31st degree of North lat. between the Territories of Spain and the United States of America, concluding with Observations and Remarks on the Country, its Climate, Production, &c., by William Dunbar."

of which is in the archives at Madrid. Several years ago it was examined by Alexander Everett, who often referred to it as "a document of rare science and accuracy."<sup>1</sup>

It consists of two parts. The first treats of the mathematical calculations and the astronomical observations made in locating the 31° of latitude and in surveying the first eighteen miles of the line of demarcation. The remainder consists of notes taken at his encampment on the Bluff, in August, 1798. These treat, for the most part, of the vegetable and animal life to be found along the line of the survey, particularly in the swamp of the Mississippi river.

He makes several interesting observations on the red and the white cypress, the former of which he says is the more valuable for strength and durability, owing to its being impregnated with resin. He also observes that the "cypress knees," as they are commonly called, never reach a height greater than the high water mark. In combating the theory of Dupratz that the cypress is propagated from its root, Dunbar says that is "invariably propagated from the seed, which is about the size of a Spanish walnut," and that he has "often observed half a dozen or more young plants produced from one apple, which often coalesce into one and sometimes the greater part perish to make room for their more fortunate brethren." He says of one species of the white oak, that "nature has so ordained that the husk embraces the acorn so firmly that they are not separated by their fall from the tree, by which means this case by its comparatively small specific gravity buoys up the acorn, and being carried along by the various current of the inundation, serves to plant distant colonies of this species." He also gives an interesting account of the cotton tree, the willow and the bamboo cane, the last of which he attempts to classify botanically. He says of the cane: "It produces a very abundant crop of grain, and that only once, for it immediately after perishes, root and branch, it is not known how many years the reed requires to arrive at this state of maturity; if we were to suppose that 25

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<sup>1</sup>Natchez Democrat of September 10, 1873.

years were its limit, it must happen that a person who has resided during that length of time in this country and who has visited many parts of it must have seen all the cane that came under his inspection once in grain, and upon the average one twenty-fifth part of all the cane in a large tract of country ought annually to yield a crop, but this is by no means the case, for I who have lived during that length of time in this country and have frequently traversed many extensive tracts of it, have never in any one year seen 1-500 part of the canes in seed of those parts that I have intimately known." He therefore concludes that it must require at least five hundred years for this plant to reach "a state of maturity to enable it to bear a crop of seed."

His description of the ornamental trees of this region is graphic and interesting. No one can read his account of the magnolia tree without being deeply impressed with the fact that he appreciated its beauty. In studying the properties of the poplar, he made a hydrometer of a thin, broad piece of plank of this material, cut across the grain. He "improved its sensibility by boiling it when very dry, in a solution of mild alkali or carbonated potash." He describes many other trees, among which are the dogwood, the redbud, the wild cherry, the horse chestnut and the sweet gum.

He records the observation of a very rare phenomenon, which he saw August 12th, when engaged upon this work. It was a rainbow that consisted of more than a semi-circle, "the vertical point" of which "did not seem more than 8 feet from the eye, although the inferior parts seemed farther removed, which produced an optical deception by giving it the appearance of an ellipsis, the transverse diameter being parallel to the horizon; this perhaps is the first natural rainbow exceeding a semi-circle which has been seen by a human eye, because to produce such an effect from the general idea formed of this phenomenon, the sun ought to be in the horizon to cause the appearance of a full semi-circle exceeded only by the parallactic angle



of the elevation of the eye above the base of the rainbow, which must generally be insensible; the above effect however is easily accounted for on Newton's principles<sup>1</sup> from the peculiar circumstances in which I was placed."

He says that the microscope reveals in the water of this part of the country the same varieties of animalculæ which he had often examined in Europe and many new ones, which he does not remember to have seen described by any writer, and which he hopes to find leisure to describe at some future day.

After giving a brief account of some of the wild animals, reptiles, fish, and birds of this country, he concludes with lists of the "vegetable productions of the Swampy Grounds or such as are much exposed to the Annual Inundation;" the "most remarkable vegetable productions of the high lands;" and the "Trees and Plants cultivated by the Inhabitants of the Mississippi territory and by those of the adjoining Spanish Provinces."

As has been noted above, the last ten years of Dunbar's life were devoted almost entirely to scientific research. The value of his contributions to knowledge was widely recognized, and "The Forest" became familiar to the scientific world, though it was sometimes incorrectly placed in Louisiana.

Volume V. of the Transactions of the American Philosophical Society, published in Philadelphia in 1801, contains three articles from his pen, and Volume VI. of the same publication, issued eight years later, contains twelve, one of which was translated into the German and appeared in Gilbert's Annalen of Physics, vol. 31,<sup>2</sup> published in Leipzig in 1809. To this latter volume of the Transactions Andrew Ellicott contributed nine articles, Jose Joaquin de Ferrer, eight, Dr. Benjamin Smith

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<sup>1</sup> He here refers to a conflict between the theories of Bernardin de St. Pierre and Sir Isaac Newton respecting the nature of the rainbow and claims that this phenomenon demonstrates the correctness of the latter.

<sup>2</sup> Pages 421-434.

Barton, five, Benj. Henry Latrobe, three, and Dr. Joseph Priestly, F. R. S., three, while to repeat Dunbar contributed twelve. This shows that Dunbar was at that time one of the most active investigators on the continent.

His contributions to the Transactions and his correspondence with Jefferson give a conception of the character and extent to his investigations. The first of these contributions was written June 30, 1800, and treats of the "Language of Signs among certain North American Indians." In this he traces certain points of analogy "between the Chinese written language and our Western language of signs." In both, says he, there are certain "roots of language in which every other word or species in a systematic sense is referred to its proper genus or root." He gives, for example, the sign for water which is a genus and shows that rain, snow, ice, hail, hoar-frost, dew, etc., are species represented by signs more or less complex, retaining always the root or genus as the basis of the compound sign. He adduces other interesting facts from this study of the subject, which cannot be given in this connection.

His Meteorological Observations for 1799, gives unmistakable evidence of his devotion to science. It shows that three times a day, each day in the year, he recorded the temperature and the barometric readings; also the direction and strength of the winds with the state of the weather, and the amount of rainfall together with remarks about the state of the vegetation from time to time. To this he adds a Recapitulation, giving the greatest, the lowest, and the mean points of the thermometer and the barometer, and the amount of rainfall for each month and then for the whole year. The Editor of the publication states in a footnote that "the society have been induced to publish this journal *entire*, as it is certainly the first that has been kept with so much accuracy and attention in that part of the world, and may serve as a standard with which to compare future observations."

In another article, Dunbar gives a "Description of a singular phenomenon seen at Baton Rouge" in the spring of 1800.

His fourth contribution consists in extracts from a letter dated Aug. 22, 1801, which he wrote to Jefferson, relative "to fossil bones found in Louisiana, and to Lunar Rainbows observed West of the Mississippi." In this letter, he referred to an account of "Dr. Hooks' scheme of a telegraphy, in the year 1684," which he intended to transmit to Jefferson, but found himself anticipated in that communication by a paper in the first volume of the London Philosophical Magazine. He also directs Jefferson's attention to "a certain phenomenon at sunset,"—the yellow orange color of the Eastern clouds, which ascends as the sun descends—upon which he makes certain observations and explanations, and suggestions for further investigations by philosophers.

With this letter there was enclosed a fifth contribution to the Transactions. This article is entitled, "Meterological Observations made by William Dunbar, Esq., at the Forest, four miles east of the Mississippi, in Latitude  $31^{\circ} 28'$  North, and in Longitude  $91^{\circ} 30'$  west of Greenwich, for the year 1800; with remarks on the state of the winds, weather, vegetation, etc., calculated to give some idea of the climate of the country." In this article he says, "the frequent and rapid changes in the state of the weather in this climate furnish an excellent opportunity of verifying the vulgar opinion of the moon's pretended influence at her conjunctions, oppositions and quadratures; but truth compels me to say (what probably may be said of many similar persuasions that after a continued and scrupulous attention to this object, I have not discovered any such regularity of coincidences, which might justify the reverence with which those traditional maxims are at this day received." After discussing a method of manufacturing ice by artificial means, he concludes this communication with the following observations on the storms of the Gulf Coast region: "It is evident that the circular course of the vortex followed that of the sun's apparent diurnal motion.—It is possible that if similar observations are made upon all hurricanes, tornadoes and whirlwinds they will be found universally

to consist of a vortex with a central spot in a state of profound calm."

Dunbar's next letter that is preserved in the Jefferson Papers is one to John Vaughan bearing the date of March 21, 1802. In this the writer says that he envies Vaughan's "happiness at the discovery of a complete skeleton of a mommoth." He makes some observations on the species to which this mammoth belongs and refers to recent discoveries of a similar nature in the interior of Asia and Borneo. He gives the results of recent geological observations on the nature of the soil and the stratification of the same as shown by the banks of the Mississippi at Natchez; also a discussion of stones, rocks, ores, mineral waters, petrification, etc. He requests Vaughan to inform Dr. Bartram that since writing him last, he has made several new discoveries of a botanical and zoological nature which he here describes.

This letter also shows that Dunbar was one of the first Mississippians to resort to inoculation for protection against small-pox. He asked Vaughan to send him some fresh vaccine virus and stated that six children in his own family had never "had that disease, besides a lengthy list of Black people, both young and old." Vaughan complied with this request by sending the virus and asked Jefferson to do likewise, stating that "the Vaccine innoculation gathers strength hourly, *no* respectable practitioner (of Philadelphia) opposes it."

January 15, 1803 Dunbar wrote to Jefferson: "Bad health which has endured above twelve months has withheld much of my attention from Philosophic objects, a favorable change having lately taken place, I perceive with satisfaction that my mind and body are both recovering their former tone and now again enjoy the pleasing prospect of dedicating my leisure hours to my favorite amusements."

Dunbar's next contribution to the Transactions was entitled, "Abstract of a communication from Mr. Martin Durale, relative

to fossil bones, etc., of the County of Opelousas, west of the Mississippi to Mr. William Dunbar of the Natchez," etc. In this account Dunbar, in referring to certain phenomena makes use of the following expression, which has characterized the true philosophers of all ages, "I have never observed them without endeavoring to ascertain the cause of them."

This communication was accompanied by "pretty full vocabularies of the tongues of two Indian nations of that country," to which "was added a sketch of the religion or superstition of these people." In this connection, Dunbar says, "From several other quarters I have used some efforts to draw similar information, but am hitherto disappointed." He also makes mention of a letter which he had just received from Sir Joseph Banks with an extract from the Transactions of the Royal Society.

January 28, 1804, Dunbar wrote to Jefferson transmitting his seventh and eighth contributions to Volume Six of the Transactions, while an extract from his letter was published as a ninth contribution. His seventh article was entitled a "Description of the river Mississippi and its Delta, with that of the adjacent parts of Louisiana. In this he gives a table of the mean altitude of the waters of the Mississippi at Natchez, from the lowest ebb to the highest elevation for the first and fifteenth of each month in the year. It also contains a good account of overflows and some philosophical reflections on the velocity, banks, currents, deposits and depth of the river and the effects of confining it to its channel. In speaking of the overflow lands he says, "although no successful attempt is likely to be made in our day, yet posterity will reclaim" them. He discusses the methods used in Holland and in Egypt, and makes several speculations as to the method that will probably be successful. This sketch, he says, in conclusion, "is the result of occasional observation for a series of years and of scattered information collected from various sources, probably often uncertain, from a cause which is unfortunately, too general; viz: the extreme inattention of persons,

even of some education to the most curious phenomena passing daily under their review."

The eighth article was entitled: "Monthly and Annual Results of Metreological Observations" for the years 1801, 1802, 1803.

In an appendix to his seventh article, he discusses the writings of certain Italian, French and German scientists, giving his reasons for differing with them on certain philosophical questions. His discussion is devoted largely to a consideration of certain laws of hydrostatics.

His "Observations on the eclipse of the sun, June 16, 1806" made in his private observatory on Union Hill, constitutes his tenth contribution to the publication mentioned above. This article gives a vivid account of the excited state of mind with which an astronomer awaits the time when nature affords favorable opportunities for investigating her mysteries. It also shows that this frontier scientist of Mississippi enjoyed in thought, as he could not by personal association, the companionship of the great thinkers of the world. These are his words:

"The moment of the expected impression approached and reflecting that this eclipse was to be seen all over Europe and North America which renders it a very important phenomenon for settling comparative longitudes, I conceived that all the zealous astronomers of both worlds were then looking with me at the great luminary and centre of our system. I kept my eye riveted upon that point of the disk where the eclipse was to commence, with an anxiety known only to astronomers; with the chronometer watch at my ear, I attended to the most doubtful appearances which my perturbation perhaps presented to the eye, and upon every alarm, began to count the beats of the watch (five in two seconds in order that I might not loose the very first instant of the impression, and I am confident that not one quarter of a second was lost."

The last letter that has been preserved from the interesting correspondence between Dunbar and Jefferson, bears the

date of Dec. 17, 1805. With it was enclosed Dunbar's "Method of finding the Longitude by a single observer without any knowledge of the precise time," a problem that had been solved by him at Jefferson's request. This formed an eleventh contribution to the publication referred to above.

There is no reason for doubting that this correspondence was continued throughout the remaining four years of Dunbar's life, though the letters have not been found by the writer.

Dunbar's last contribution to the Transactions was entitled: "Observations on the Comet of 1807-'8." It was read before the Society Nov. 18, 1808. In this article appears at least one entry which indicated that the scientific services of its author were drawing to a close. "Indisposition," says he at one point in the narrative, "prevented observation for some time past." A few months from this date the scientific investigation of this remarkable man were brought to a close.

Writers have frequently noted the fact that many great men have lived in advance of their times. To substantiate this assertion they cite us to the careers of Copernicus, Gallileo, Newton, and a host of others. That Dunbar is entitled to the same distinction might be amply proved by a study of his life.

The most conclusive evidence of this fact is furnished by his idea of the relation the government should sustain to scientific explorations. In a letter to John Vaughan, bearing the date of March 21, 1802, he writes as follows:

"There is no example of any encouragement being held out by [our] Government; no spirit of inquiry set on foot at the public expense. What is the reason, we have no State observatory to which individuals might send their contributions & from which they might receive astronomical intelligence . . . . . No naturalist travels at the public expense to explore our immense country & make us acquainted with the infinite resources it contains upon its surface, in its waters & within its bowels, from whence great national advantages would result; the public & individuals would be instructed where to direct their researches after such objects as might become subjects of curiosity, Public Utility, or private emolument; a field would be laid open for

the exercise of genius & agrandizem't of fortune; but it would seem that the speculations . . . . . of our politicians are confined within the narrow circle of the Customs & Excise, while literature of our present illustrious President will correct & enlarge the views of our public men, & that under his auspices & protection, Arts, Science, & Literature may take a flight, which will at length carry them beyond those European brethren, as wel[l] to[o] as above them in the enjoyment of national liberty."

In transmitting this letter to Jefferson, Vaughan says of Dunbar, "he is like yourself a warm friend to the encouragement of Science and letters, it would be fortunate for the country, if these ideas became more prevalent."

Remarkable to relate, two years had not elapsed after Dunbar had written this despondent letter before he saw evidences of a partial fulfillment of his desire and three months later still, he was appointed a member of one of the first expeditions sent out for scientific purposes at the expense of the government of the United States. In a letter to President Jefferson, written May 13, 1804, Dunbar says: "The surveying and exploring expeditions to be undertaken at public expense must be most gratifying to all lovers of science and natural research. . . . It will give me the highest satisfaction to contribute everything in my power to promote the proposed expedition on the Red and Arkansas Rivers."

Owing to the dissensions among the Osage Indians, the main part of this expedition was postponed, however, until the spring of 1805. In a letter bearing the date of July 14, 1804, Jefferson wrote to Dunbar:—"It is very desirable that you make use of any part of the men or matters provided for the expedition and go to what distance, and in what direction you please, return when you please, but in time to report to us the result of your researches, which report will probably induce Congress to enlarge the appropriation."<sup>1</sup>

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<sup>1</sup> Letter in the possession of Mrs. George F. Green of Natchez, Miss.



August 18, 1804 he wrote Jefferson that, "in consequence of the permission you are pleased to grant, I have determined to make an excursion up the Washita river and to the hot springs." Two months later, he wrote that he had about completed the necessary preparations for the expedition and that he would carry "several instruments [of his own] in addition to those provided for the party" by the government. Three weeks after writing the above letter, he again wrote to the President from the Post of Washita giving him the latitude of the most important points on the river.

After his return to Natchez, he wrote Jefferson the first scientific account of the water at Hot Springs. Subsequent analyses of this water have shown some inaccuracies in this account, but it must be remembered that Dunbar was only a pioneer in this important field. His account reads as follows:

"I have examined the water at 130° Fahrenheit under a powerful microscope and found vegetable and animal life, the former a species of moss, the latter a testaceous bivalve of the size of the minutest grain of sand. I do not despair of being able to reanimate these as soon as I can procure a little leisure.<sup>1</sup> . . . . From our analysis of the water . . . it appears to contain lime with a minute portion of iron dissolved by a small excess of Carbonic acid. This is . . . . visible upon the first view of the Springs; an immense body of calcarious matter is accumulated upon the side of the hill, by perpetual deposits from the hot waters, and the bed of the run is coloured red oxide of iron or rather Carbonated iron. Every little spring which rises up in a favorable situation forms its own calcareous cup considerably elevated in form of a crater."

The following year (1805) Dunbar was given the general supervision of the Red River Expedition. May 24 of that year Mr. Dearborn, the Secretary of War, wrote requesting him to make all arrangements for this expedition, limiting the expenses to \$5,000. In a letter bearing the date of March 30, 1807, Mr.

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<sup>1</sup> A fortnight later, he wrote that he had failed to reanimate what he had supposed to be bivalves in this water. In fact, he was mistaken in his supposition, as has been shown by subsequent analyses.

Dearborn expressed his appreciation of Mr. Dunbar's services in the following words:—"The frequent drafts on account of the United States upon your time and patience demand an apology, while your disinterestedness and highly useful services entitle you to the most grateful acknowledgements."

Dunbar's idea of the relation the government should sustain to scientific research is still further set forth in his last letter that has been preserved in the Jefferson manuscripts. From this letter, which bears the date of December, 17, 1805, the following extract is taken:

"I have just received from London a six feet Gregorian reflecting Telescope with six magnifying powers from 110 to 550 times; hitherto from a liberal construction of the act of Congress, by the Collectors of the Mississippi Territory residing at Fort Adams, I have been in the habit of receiving books and instruments free of duty, but Mr. Browne at New Orleans is so rigidly faithful as a public servant that he admits of no exemptions neither in favor of the Mississippi Society, for which I have lately imported a chest of books; nor in favor of this valuable instrument, the cost of which in London was about 150 guineas, [about \$750]. I suppose Mr. Browne is quite correct as to the letter of the law . . . . I have just sent off an order for Mr. Briggs, Mr. Dinsmore and myself, for astronomical instruments & chronometers to the amount of 300 guineas [about \$1,500], all of which as well as that just received, will in some shape be applied to public use and benefit & might therefore be entitled to a claim upon public indulgence."<sup>1</sup>

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<sup>1</sup> The following is a list of articles ordered by Dunbar from John Swift, London:

- 1 Pocket Chronometer, 30 guineas.
- 1 Telescope, £150.
- 1 Astronomical Circle, £100.
- 1 Parallel Ruler.
- 1 Brass Sextant and Stand, 20 guineas.
- 1 Improved Astronomical Telescope.
- 1 Hair Compass.
- 1 Bow Compass.
- 1 Pneumatic Apparatus.
- 1 Electrical Machine with apparatus for philosophical and medical uses.
- 1 Double-barrel rifle gun, to be made after my own plan, as follows: Barrels 27 inches; weight 12 pounds; astronomical telescope

The significance of this extract is twofold. It shows that Dunbar devoted his time to scientific investigation not only to gratify himself but to serve the public. His love of science for its own sake made "favorite amusements" of labors that would otherwise have been very onerous. His desire to benefit others through these investigations led him to fulfill that true test of all greatness,—service to one's fellow-man. This extract shows further the contagion of an enthusiastic devotion to a great cause. Dunbar and his friends, remote from the intellectual centers of the world, constituted themselves into a society, which spent a larger sum of money for scientific purposes than perhaps any other private scientific organization in the history of the State. He sought the co-operation of all thinking men with whom he came in contact. He was active in his efforts to collect all facts of scientific interest throughout his part of the country. That he was often disappointed in these efforts, is shown by more than one passage in his writings. In his "Description of the Mississippi and its Delta" he expresses his regret over "the extreme inattention of persons, even of some education, to the most curious phenomena passing daily under their review."

Philip Nolan, the dauntless hero of one of Edward Everett Hale's most interesting stories,<sup>1</sup> was a warm personal friend of Dunbar and was often mentioned in the Jefferson correspondence in the most complimentary terms. This relationship was probably due to the fact that Nolan had a remarkably wide range

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magnifying ten times, 1½ to 1¾ inches in diameter, 12 to 14 inches in length. With this rifle carrying a 4 oz. ball, you may shoot a mile into a ten inch circle. By one verticle hair and several horizontal ones, the sights in the focus of the telescope may be regulated for optical distances. By this instrument we may compute the velocity of the ball and its general decrease; the fall of the ball by the power of gravitation; the comparative velocity with and against the wind; the lateral action of the wind, &c."—Natchez Democrat, Centennial Number (1876.)

<sup>1</sup> See "Philip Nolan's Friends; or 'Show Your Passport's'" in Scribner's Monthly, Vols. XI, XII, and XIII. Dunbar recognizes the value of Nolan's assistance, particularly in the study of the language of signs of the Indians.

of information gathered from the remote western wilds and he took pleasure in imparting the results of his observations to Dunbar.

He was a warm friend to all students of nature. Only a few months before his death, he had the pleasure of entertaining in his own home, "the Father of American Ornithology," Alexander Wilson. Upon hearing that Wilson was in Natchez, Dunbar wrote him the following letter :

FOREST, 20th May, 1810.

"SIR:—It is very unfortunate that I should be so much indisposed as to be confined to my bedroom; nevertheless I cannot give up the idea of having the pleasure of seeing you as soon as you find it convenient; the perusal of your first volume of Ornithology, lent me by General Wilkinson, has produced in me a very great desire of making your acquaintance.

"I understand, from my boy, that you propose going in a few days to New Orleans, where you will see some small cabinets of natural history that may interest you. But as I presume it is your intention to prosecute your inquiries into the interior of our country, this cannot be done better than from my house, as your headquarters; where everything will be made convenient to your wishes. My house stands literally in the forest, and your beautiful orioles with other elegant birds, are our courtyard companions.

"The bearer attends you, with a couple of horses, on the supposition that it may be convenient for you to visit us to-day; otherwise he shall wait upon you any other day that you shall appoint.

"I am respectfully, &c.,

"WILLIAM DUNBAR."

In writing of this visit, Wilson says in his Journal:—"I

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<sup>1</sup> Wilson and Bonaparte's Amer. Ornithologist, Phila. Introduction pages C.-CI.

was received with great hospitality and kindness, had a neat bedroom assigned me; and was requested to consider myself as at home during the time I should find it convenient to stay in exploring this part of the country." In his great work on Ornithology he acknowledges the assistance of Dunbar in securing two or three new species of birds. He also refers to Dunbar as a man "whose life has been devoted to science," and he says "the few happy days I spent there [at 'The Forest'] I shall never forget."<sup>1</sup> In writing to Dr. Bartram from Philadelphia, Sept. 2, 1810, Wilson says, "Mr. Dunbar of Natchez, remembered you very well, and desired me to carry his good wishes to you."<sup>2</sup>

The most prominent trait of Dunbar's character was his love of nature. He admired her in all of her manifestations. She was attractive to him not only because of her beauty but because of her mysteries. With the spirit of a true philosopher, he ever inquired into the laws which regulated her actions. To paraphrase slightly his own language, he never observed any phenomena without endeavoring to ascertain the cause of them. He did not read at random, pages from the great book of nature, but read as continuously as circumstances would permit. He read it in the howling wind, the turbid current, the trembling needle, the growing plant, the blazing comet, the silent stone, the lifeless fossil. He read it critically; he read it appreciatively. That he often raised his eyes from the well-conned pages of this great book to fix them on the omniscient Author himself is shown in more than one passage from his writings.

The career of this great pioneer scientist of Mississippi ended in the month of October, 1810. Although he was then in his sixty-first year, his work was incomplete and his plans but partially executed. In the words of Pliny, "The hand of death is . . . too severe, and too sudden, when it falls upon such as are employed in some immortal work. The sons of sensuality, who have no other views beyond the present hour, terminate with each day the whole purpose of their lives; but those who

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<sup>1</sup> *Ib.* 70.

<sup>2</sup> *Ib.* CI.

look forward to posterity, and endeavor to extend their memories to future generations by useful labors:—to such death is alway immature, as it still snatches them from amidst some unfinished design.”

The permanent results of Dunbar's life-work may be summarized as follows:

1. He helped to locate and to survey part of the present boundary line between Mississippi and Louisiana.

2. He first directed the attention of the world to the manufacture of cotton-seed oil.

3. He invented the screw press for packing cotton, and helped to perfect the process of packing it in square bales.

4. He made the first accurate meteorological observations in the valley of the Mississippi.

5. He made a critical scientific study of the Mississippi River and its Delta.

6. He made important contributions to geographical knowledge, by determining the latitude and the longitude of many places.

7. He was the first to give a scientific account of the Hot Springs and an analysis of its water.



## HISTORY OF TAXATION IN MISSISSIPPI.

CHARLES HILLMAN BROUGH, PH. D. (JOHNS HOPKINS)

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The history of fiscal legislation and development in Mississippi has five distinct phases and is therefore comprised within the compass of five distinct periods. These periods, with rough chronological indices for each, are : (1) Territorial (1798-1817); (2) Transitional (1817-1861); (3) Confederate and Post-Confederate Governments (1861-1867); (4) Reconstruction (1867-1876); (5) Modern (1876-1898).

By an act of Congress approved April 7, 1798, all that tract of land which to-day includes the States of Mississippi and Alabama, was constituted one district and called the "Mississippi Territory." Major Winthrop Sargent, a native of Massachusetts, was appointed governor and judges were empowered to frame a code of laws for the Territory, to be drawn from the statutes of other States. This code, known as "Sargent's Code" has been characterized by an able political writer as "directly at variance with all Statute law in America, and utterly repugnant to any known system of jurisprudence derived from the common law of England."<sup>1</sup> Certainly this is true of that part of it "directing the manner in which Money shall be Raised and Levied to defray the charges which may arise within the Several Counties."<sup>2</sup> According to its provisions, the court of general quarter sessions in each county was authorized to make an estimate of the county's average annual expenditure, the estimate to be submitted to the governor and one or more of the territorial judges for approval. The amount approved was then apportioned among the several towns within the county by

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<sup>1</sup> Lowrey and McCordle: *Hist. Miss.*, p. 71.

<sup>2</sup> *Miss. Laws*, 1799, pp. 121-133.



commissioners biennially appointed by the court of common pleas. If the town numbered sixty or more free citizens, two commissions were appointed; if one hundred or more, three commissioners. These commissioners received the returns of taxables in each township, and assessed the property therein. It was specified that the commissioners should ascertain "the names of all free men, inmates, hired male servants (being twenty-one years of age) and whether profitable or chargeable to the employers" \* \* \* and obtain "a list of all lands not being the property of the United States or appropriated to public uses, the tenements, houses, cabins or other buildings wherein people dwell and which are rented and afford an income to the owners, and all ferries, stores, shops, warehouses, mills, gins, keel or batteaux, boats of the burthen of twenty barrels and upward producing a yearly income, and of the bound male servants and male slaves above the age of sixteen and not exceeding fifty; draught oxen, saddle and draught horses, cows penned or kept up and immediately productive to the owners; together with the stock cattle, including sheep and swine intended for market and thereby productive of annual income and profit."

Lands were assessed "in just proportion to their value," with special regard to their annual profit, and no one having visible property less than one doollar per head annually, save by a due proportion of labor in the opening and keeping in repair highways and public roads." This enumeration, viewed in the light of modern interpretation, virtually means a graduated income tax applied to town and county government. The valuation of real estate was determined, not by its intrinsic worth or actual selling value, but by the annual income [profit] which, on the average, it was deemed likely to produce. Taxation was altogether local, there being no territorial levy as distinguished from the biennial county and township levies. This localization of fiscal activity, an income [profit] valuation, and the fact that visible specific property bore all, or nearly all the burden of tax-

ation, are thus the most striking characteristics of Mississippi's primitive scheme of taxation.

The collection of taxes was vested in the sheriff, who was *ex-officio* the county collector, as he is today. This officer had powers of imprisonment and distraint. The commissioners appointed by the County Court as assessors were allowed \$1 per day, and the sheriffs were authorized to keep 1% of their collections before making their reports to the county treasurers.

This crude fiscal system devised by Sargent remained in effect without substantial modification until 1815. In that year a law was passed providing for a distinct territorial tax and specifying that county taxes should be levied upon the same property and objects enumerated as were within the territorial schedule.<sup>1</sup> County taxes, however, could not exceed one-half of the territorial tax. Henceforth, there was to be commonwealth taxation, as distinguished from purely local taxation. The territorial schedule comprised a general list of ratable objects with fixed valuations. Land was divided into six classes, each class having three qualities. The bases of classification were proximity to the city of Natchez and distance from the Mississippi, Chickasawhay and Tombigbee Rivers. Thus, class number one contained all lands lying within eight miles of the city of Natchez, the first quality of which was rated at \$12 per acre; the second, at \$8; and the third, at \$3. Class number two contained all land lying within fourteen miles of the Mississippi River, with valuations according to quality ranging from \$2 to \$7. In short, valuations decreased in proportion as the distances from commercial centres and water courses increased lands, lots and buildings within any city, borough or town were subject to a uniform *ad valorem* tax of 2 mills; and merchandise and bank

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<sup>1</sup> For provisions, Cf. Digest of the statutes of M. T., 1816, pp. 415-424.

stock, to an advalorem tax of  $2\frac{1}{2}$  mills. Capitation taxes of 50 and  $62\frac{1}{2}$  cents respectively were levied on each slave and free white male above the age of twenty-one. Slave traders were taxed \$5.00 on each slave imported into the Territory, a tax containing the germs of the privilege license system. The schedule was further strengthened by a tax of \$1.25 on every pleasurable carriage.

It was provided that assessing and collecting officers were to be appointed by the Governor, rather than by the County Court, as heretofore—a change probably due to the differentiation between commonwealth and county taxation.

We may, for the lack of a better designation, call the period from 1817, the date of Mississippi's admission into the Union, to the outbreak of the Civil war, the period of ante-bellum Statehood. Such a division in fiscal history would seem to be perfectly artificial, yet it is justified by the fact that during this period the tax system of the State underwent substantial change. The increased expenses of State administration, an accumulation of State indebtedness, minuter differentiation in industry, giving rise to more numerous classes of wealth and progress in democratic thought—all demanded an extension of the State's fiscal system.

Personal property became as important an object of taxation as real property. The personal property list was no longer limited to slaves, pleasure carriages, moneys arising from the sale of merchandise, and bank stock, but also included gold and silver plate, pianos, weapons, watches or clocks, cattle in excess of twenty head, saddle and carriage horses, merchants' and brokers' capital and money loaned at interest.<sup>1</sup>

This taxation of personal property, usually rated, was supplemented by the privilege license system, with charges partly rated and partly apportioned. Thus, in 1857 auctioneers and pedlars were taxed 3 per cent. on the amount of their sales;

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<sup>1</sup> Revised Code of Miss., 1857, pp. 72-73.

saloon-keepers, one-fourth of one per cent. on all sales of vinous and spirituous liquors by the gallon; trading in slaves, horses and mules, 3 per cent. on the amount of their sales; keepers of ferries, toll bridges or turnpikes, one-fourth of one per cent. on all receipts; circuses \$25 for each day's performance; nine-pin alleys or any like contrivance, \$25 each; theatres or places for theatrical performances, \$35 each. Even the poll tax was widened into its application so as to include free negro as well as free white males between the ages of twenty-one and fifty years.

Contemporaneously with this external expansion, the tax system of the State underwent internal changes. Land classification were abolished, and annual income was rejected as a device of valuation.<sup>1</sup> A method was substituted which is in vogue to-day, viz: Assessment according to intrinsic value, to be determined by the owner or person in charge on oath, taking into consideration improvements, proximity to navigation, towns, cities, villages or roads, and any other circumstances that may tend to enhance value. The distinction between commonwealth and county taxes was preserved, but not in the same form as the older distinction between territorial and county taxes.

County police boards were now authorized to "order a certain [variable] rate per centum on the amount of the assessment of the State tax," and "to levy a special tax for the erection or repair of the court house, jail or other county buildings."<sup>2</sup> Under the territorial regime, it will be recollected, the county tax could never exceed half the territorial tax.

This period of ante-bellum Statehood was also marked by a radical change in the machinery of assessment and collection. During the territorial period assessing and collecting officers were appointed by the County Courts or by the Territorial Governor; during this period they were chosen directly by the people who were directly responsible for their conduct.<sup>3</sup> The county

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<sup>1</sup> Hutchinson's Code of Miss., (1798-1848) pp. 188 and 202.

<sup>2</sup> Miss. Rev. Code, 1875; pp. 417-18.

<sup>3</sup> Miss. Rev. Code., 1857, pp. 70-72.

sheriff was *ex-officio* the county collector, but the assessor was a separate officer with distinct functions. Both were biennially elected, and the compensation of each was fixed at 5% on the amount of the state tax assessed and collected. This per centum remuneration could not exceed a fixed sum; the assessor's maximum being fixed at \$500 per annum and the collector's at \$3000. The fiscal machinery thus set in motion during the period of ante-bellum Statehood is patterned on substantially the same model today

Although this period witnessed the establishment of *some* of the main features of the modern system of State and local taxation in Mississippi, it cannot be designated as transitional, in the sense Prof. Ely uses the term. There was no change from the taxation of specific kinds of property at varying rates to the taxation of the collective mass of property at one uniform rate. More specific kinds of property were taxed, but there was no disposition to bunch property under a common category at a uniform rate. The objects taxed were as specific and the rates as variable as ever. The period was marked by an extension of the tax system, not by its leveling-out.

War demands emergency revenue, and especially was this true of the Civil War. When Mississippi formally renounced her allegiance to the Union in 1861, the Constitutional Convention which passed the Ordinance of Secession supplemented this by an "Ordinance to Raise Means for the Defence of the State."<sup>1</sup> This ordinance provided for the collection from each taxpayer of an additional Special State tax of 50% on the regular State tax, and also a tax from every inhabitant of 3-10 per cent. upon all money owned or controlled by such inhabitant—the moneys so collected to constitute a Military Fund.

In 1863 it was further enacted that a special tax of 50 per cent. on the regular State tax should be levied, to be known

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<sup>1</sup> For provisions, Cf. Proceedings of Constitutional Convention, 1861, pp. 12-15.

as the Military Relief Tax, the proceeds to be used for the relief of the destitute families of Confederate soldiers.<sup>1</sup> In 1865, in order the better to provide for the families of the soldiers a direct tax in kind of 2 per cent, was levied on the gross amount of all corn, wheat and bacon, in excess of 100 bushels, 25 bushels and 100 pounds respectively; on the tolls from all grain mills in the State, on the gross profits of leather, whether manufactured for sale or received on shares as commission by tanneries; and on all woolen and cotton factories and fabrics manufactured for sale.<sup>2</sup>

For the benefit of the County Indigent Fund, the Boards of Police of the several counties were empowered to levy a tax in kind of  $\frac{1}{2}$  per cent. on all corn, wheat and bacon, grown and produced in the State.<sup>3</sup>

The exigencies of war and the depreciation of the Confederate treasury notes, in which taxes were paid, necessitated not only the levy of special taxes, but an increase in the number and rates of the specific objects taxed. Notable among the additions to the regular tax schedule were taxes of five cents a pound on all seed cotton over one bale of 500 pounds of lint, raised by a single hand; of 2 per cent. on the gross profits of iron foundries, machine shops, dealers and speculators in grain, provisions, etc.; of 50 per cent. on the wages of mechanics in excess of 75 per cent. profit above the actual cost of labor and material; of twenty cents on every hundred dollars of railroad stock which paid 3 per cent. per annum. Heretofore the State had encouraged railroad enterprise by exemption from taxation and before the war had even gone so far as to levy special railroad taxes in the several counties in payment of stock subscriptions to these enterprises. But financial expediency dictated that premiums for industrial progress be with-

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<sup>1</sup>Miss. Laws, 1862-63, p. 70.

<sup>2</sup>Indigent beneficiaries were divided into three classes, viz: (1) Those entirely dependent. (2) Those deficient in breadstuffs. (3) Those deficient in bacon. No beneficiary could receive more than 6 bushels of corn, 1 bushel of wheat, and 50 pounds of bacon during the year.

<sup>3</sup>Miss. Laws, Feb'y and March, 1865, pp. 3-10.

<sup>4</sup>Miss. Laws, 1862-63, pp. 153-155.

draw and that all the State's fiscal energy be conserved for the business of war. Emergency taxation was supplemented as a fiscal device by depreciated cotton money, Confederate currency and Mississippi Treasury notes, and this extreme economic tension was only relaxed after the last troops of the Confederacy had surrendered.

Upon the downfall of the Confederacy in 1865, the Constitutional Convention assembled by Gov. Sharkey organized Mississippi as a regular State government. The financial problem confronting this post-Confederate government was as hard a gordian knot to cut as that which confronted the Confederacy itself. Land was worthless as an object of taxation, because it had no value. Industries were paralyzed, and needed bonuses rather than increased burdens. The debt contracted during the war was not repudiated, and there was a State government to support. How was the difficulty to be solved?

The Constitutional Convention of 1865 and the State legislatures of 1865, 1866 and 1867 acted in a sensible and heroic way in dealing with the situation. A direct tax of \$1 per bale was levied on all cotton brought to market and sold; an inheritance tax of 1 per cent. of the gross amount of all collateral inheritances; a tax of 3-10 per cent. upon the amount of the annual rents and tenements. Privilege licenses were exacted from the larger corporations best able to bear them, a notable instance of this being the license of \$2000 per annum imposed upon express companies.<sup>1</sup> This selection of taxable objects proved most fortunate, the cotton tax alone yielding sufficient revenue to support the whole state administration. The commonwealth's indebtedness was scaled, and Mississippi was rising Phoenix-like from the ashes of financial despondency.

But in 1867 there was fastened upon the State the reign of "Reconstruction and Radicalism," which meant untold retrogression in fiscal policy. This reign of mongrelism, ignor-

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<sup>1</sup>Miss. Laws, 1866-67, pp. 412-414.

ance and depravity was formally ushered in by a motley assemblage known as "the black and tan convention," so called from the negroes and carpet-baggers composing it. The special taxes levied to cover the profligacy and extravagance of this convention, whose expenses for a period of less than five months aggregated nearly a quarter of a million of dollars, were prophetic of the future. Cotton, cotton gins, grist and saw mills, ferry and wharf boats, grocery, drug and provision stores, banks, hotels, photograph galleries, railroad and steamboat companies—all were impaled on reconstruction's fork. Even the freedom of the press was not respected, sums ranging from \$20 to \$50 being levied on each daily, tri-weekly and weekly newspaper published in the State. The plunderers modestly concluded their infamous schedule with the provision "that a special tax of 50 per cent. on the State tax be levied in addition to the State tax now assessed upon real and personal property."<sup>1</sup>

The Constitution framed by the "black and tan convention" was rejected and the Conservative administrations of Governors Alcorn and Powers, both property owners and taxpayers in the State, had the effect of tempering fiscal excesses. However, this temperance was only temporary and, as compared with the former period, might be called rank intoxication. In 1869 the State levy was only 1 mill on the dollar; in 1870, 5 mills; in 1871, 4 mills; in 1872, 8½ mills; and in 1873, 12½ mills. This was only the State tax. In many counties a county tax of 100 per cent. on the State tax was added, besides a Special tax in some counties to pay the interest on their bonded debt, and a Special tax in the incorporated towns of from 5 to 10 mills on the dollar for town purposes. In this way it happened that the total tax paid by citizens was 2 8-10 per cent. outside the cities, and from 3½ per cent. to 4 per cent. in cities and towns.<sup>2</sup>

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<sup>1</sup>Miss. Constitutional Convention, 1868, pp. 215-220. This Convention dropped that provision, found in the Constitution of 1832, restricting the origination of money bills to the lower house. The Constitution of 1890 expressly declares that all bills may originate in either house and be amended and rejected in the other.

<sup>2</sup>Lowry and McCardle: *Hist. Miss.*, p. 230, Cf. also Barksdale: *Reconstruction in Mississippi*, p. 339 (In *Noted Men of the Solid South*.)



With the election and inauguration of Adelbert Ames as Governor in 1874, the spirit of plunder and revenge which animated the aliens and negroes burst forth with a fresh fury. The tax on land was increased to 14 mills, a rate which virtually amounted to confiscation. Cotton was taxed \$10 per bale and the proceeds were invested in the Freedman's Savings Bank, a gigantic swindling agency at Washington. The poll was increased from \$2 to \$6 a head, and the responsibility for the payment of the negro's poll was saddled on his white employer. This farce fiscal comedy reached its climax in the imposition of a 1 per cent. tax on all amounts expended by the citizens of the State in travel. The people simply could not pay these taxes, and over 6,400,000 acres of land were forfeited for non-payment.

On January 4, 1875, the taxpayers driven to desperation by this confiscation of their property met in convention and submitted to the Legislature a most respectful appeal for relief. The Legislature treated the petition with contempt, an action which resulted in the organization of taxpayers' leagues over the State and the speedy overthrow of carpet-bag government.

This struggle between tax-payers and taxlayers in Mississippi is but another illustration of the truth of Edmund Burke's saying that "from the earliest times the great battles for human freedom have been fought out on the question of taxation."

But the price of the victory was dear and the penalty paid for experience was great. In addition to a payable and interest-bearing debt of \$984,200, the carpet-baggers left outstanding, unpaid on January 1, 1876, non-interest bearing Auditor's warrants amounting to \$414,958.31. During the last six years of their regime, as is shown by the Auditor's and Treasurer's books for these years, they spent \$8,501,337.86, strictly on account of the expenses of State government, an average of \$1,484,699.55 per annum. They collected nearly a million dollars of what is known as the Common School fund, and spent it all in riotous governmental living, save the pittance of \$57,000 in U. S. bonds left in the treasury to the credit of that fund.

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<sup>1</sup>Miss. Laws, 1875, p. 46.

This money was not spent on the common schools, the purpose for which it was collected, but was misappropriated and unaccounted for, and a debt against the State on account of that fund, was left January 1, 1876, amounting to \$830,378.18. This, too, in spite of the fact that the average rates of State and county taxation during the six years in question were 8.87½ mills and 12.49 2-3 mills respectively, making a combined average of \$21.37½ on the thousand.

Indebtedness was thus the legacy which the "Modern Period" [1876-1898] in Mississippi's fiscal history received from the period of "Reconstruction and Radicalism." Although burdened with this incumbus and with increasing expenditures for educational and eleemosynary institutions, the "Modern Period" has been characterized by a decrease in both State and County tax rates and by a proportionate reduction in State indebtedness, both in amount and interest charge.

The first year of this period, i. e. 1876, gave earnest or fiscal reform. State taxes were reduced from 9½ mills on the dollar to 2½ mills. The taxing power of county boards of Supervisors was restricted, a law being passed which prohibited them from levying taxes for county purposes, which added to the State tax, would exceed 16½ mills on the dollar, except for indispensable purposes. Supernumerary officials were dismissed, the common school system improved, sinecures abolished and salaries reduced. The highest rate of compensation was no longer paid for the lowest standard of qualification. This policy of economy in State administration has yielded substantial results.

The average rate of State taxation for the past 22 years, inclusive of 1876, has been 4.66 mills, as opposed to an average of 8.87½ mills for the six years preceding 1876. The average rate of county taxation for the same period has been 11.1 mills, as opposed to 12.49½ for the six years preceding. Com-

binning averages, we find a saving to the credit of home rule of 5.60½ mills on the dollar, or 5.60½ on the thousand.

Reduction in tax rates has meant a reversal of the policy of confiscation. Of the 6,400,000 acres of land forfeited for non-payment during reconstruction rule, all save 250,000 acres have been redeemed. Property valuation has largely increased, the value of real and personal property in the State today being estimated at \$156,432,328.

Conservative capital is seeking investment in all branches of industrial enterprise and economic progress is following in the wake of fiscal reform.

Although the total payable debt of the State has increased from \$830,750 in amount and \$45,507.50 in interest charges in 1876 to \$1,105,780.41 in amount and \$53,421 in interest charges in 1897, this increase is seen to be a proportionate decrease when all the facts are considered.

The obligations, amounting to \$876,256.57 in principal and interest, handed down from reconstruction times have all been paid. During the past 22 years \$6,755,706.57 has been appropriated and actually paid to common schools, as opposed to \$1,323,765.62 appropriated and \$327,742.25 paid during the six years preceeding 1876.

During the "Modern Period" the State University at Oxford, the Alcorn University, the Normal Schools at Holly Springs and Tugaloo have been liberally supported. The A. & M. College has been established, built, equipped and supported at an aggregate expense of \$697,909.95. The Industrial Institute and College has been built and supported at a cost of \$329,735.99.

Higher education has been liberally supported, eleemosynary institutions established and equipped, and the Confederate pension fund largely increased.

Yet these extraordinary expenditures have only meant an addition of \$282,943.91 in principal and interest to the State's payable indebtedness. This fact alone gives character to the administration of the State's finances, and bodes well for a wise use of the commonwealth's taxing power in the future.

## TERRITORIAL GROWTH OF MISSISSIPPI

J. M. WHITE, M. S.

In 1783 the independence of the Thirteen Colonies in America was recognized. Fifteen years later on April 7, 1798, Congress passed an act a part of which was as follows: "All that country bounded on the west by the Mississippi river; on the north by a line to be drawn due east from the mouth of the Yazoo river to the Chattahoochee river; on the east by the river Chattahoochee; and on the south by the thirty-first degree of north latitude, shall be, and hereby is constituted one district, to be called the Mississippi Territory." More than half of this territory is now embraced in the state of Alabama, and the portion that remains to Mississippi constitutes something like one-third of the area of the state. Very little of the boundary of the original territory remains in tact, and is so far as Mississippi is concerned all that remains of this original boundary is that around its south west corner, extending from Pearl river along the thirty-first degree of north latitude to the Mississippi river and up that stream to the mouth of the Yazoo river.

The lands that have been added to the original territory lie to the north and to the south of it—that added on the north comprises the South Carolina and Georgia cessions, and that on the south a portion of the Louisiana Purchase, or Spanish cession.

Before going farther into this subject it is necessary that we examine briefly some of the old grants made by Great Britain for the purpose of stimulating the formation of Colonies in the New World. By such an examination we hope to get a clearer idea of the subject, and how it is that some of the boundaries of our state are where they are. The first of these

grants to embrace the territory now in Mississippi was that made by Charles I. to his Attorney General, Sir Robert Heath, in 1629. This grant known as Carolina was possibly the largest ever made to any one individual, covering as it did almost all that part of the United States south of the present southern boundary of Virginia and of Missouri. Mississippi was completely swallowed up in this princely domain. Thirty years later (1659) soon after the death of Oliver Cromwell and about the time of the restoration of the Stuart kings to power in England, this charter for non-user was voided, and in 1663 Charles II. gave to eight of his royal favorites, the Lords Proprietors, a charter to Carolina, and by a supplemental charter two years later (June 30, 1665) granted on the petition of the Lords Proprietors, he extended the territory of Carolina so that its northern boundary was 36 degrees thirty minutes north latitude and its southern 29 degrees north latitude.<sup>1</sup> All of Mississippi was in like manner embraced in this grant. This charter was surrendered to the King by seven of the proprietors, act of Parliament July 25, 1729.<sup>2</sup> It had been one hundred years since the grant to Robert Heath. (The eighth proprietor gave up his claim Sept. 17, 1744.) It was at this time that Carolina was divided, South Carolina having remained a part of it until this date. The western portion of the line separating the Carolinas, now forms the northern boundary of Mississippi.<sup>3</sup>

Three years later June 9, 1732, George II., King of Great Britain, granted a charter for the establishment of the Colony of Georgia in America. The lands embraced by the provis-

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<sup>1</sup>Public Domain, p. 51. (Extract charter, June 30, 1665.) "Know ye, that at the humble request of the said grantees, etc., we are graciously pleased to enlarge our said grant unto them according to the bounds and limits hereafter specified, \* \* \* all that province \* \* \* within our dominions in America aforesaid, extending north and eastward as far as the north end of Currituck river or inlet, upon a straight westerly line, to Wyonoak creek, which lies within or about the degrees of thirty-six and thirty minutes northern latitude, and so west in a direct line as far as the south seas; and south and westward as far as the degrees 29, inclusive of northern latitude &c., &c."

<sup>2</sup>The Public Domain p. 52.

<sup>3</sup>Poore's Charters and Constitutions Vol. II. p. 1410.

ions of this charter lay within the royal province of South Carolina, between the Savannah and the Altamaha rivers and the zone lying between parallels passing through the head waters of these streams and extending to the Pacific Ocean.<sup>1</sup>

Now the line passing through the head waters of the Savannah left a zone twelve or fourteen miles wide belonging to South Carolina, and lying between said line and the southern boundary of North Carolina. This strip east of the Mississippi embraced 4900 square miles and was generously ceded by South Carolina to the United States in 1787, and today forms the northern part of Georgia, Alabama, and Mississippi. South Carolina's right to this zone was not questioned nor was Georgia's right to her western zone lying between the parallels passing through the head waters of the Savannah and Altamaha rivers. This zone became, as did the South Carolina zone, a part of the Mississippi Territory, and together they constituted the lands added to the original Mississippi territory on the north as above indicated. But as to the original territory, viz., the zone lying between the thirty-first and the thirty-second and one-half degrees of north latitude, a number of disputes at different times arose. South Carolina claimed it, Georgia claimed it, Spain claimed it, and the United States claimed it. The contentions that arose in consequence of these conflicting claims were protracted over a quarter of a century.

In 1752 the Georgia charter was surrendered, and by virtue of the French and Indian war which soon followed, and the

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<sup>1</sup>Extract from charter, June 9, 1732: "Know ye, therefore, that we, greatly desiring the happy success of the said corporation, for their further encouragement in accomplishing so excellent a work, have of our special grace, certain knowledge, and mere motion, given and granted, and by these presents, for us, our heirs, and successors, do give and grant to the said Corporation, and their successors, under the reservations, limitations, and declarations, hereafter expressed, seven undivided parts (the whole into eight equal parts to be divided) of all those lands, countries, and territories, situate, lying, and being, in that part of South Carolina in America, which lies from the northern stream of a river commonly called the Savannah, all along the sea coast to the Southward, unto the most southern stream of a certain other great river called the Altamaha, and westward from the heads of the said rivers respectively, in direct lines to the South Seas."

treaty of Paris 1763, Great Britian made good her claim, over France, to all lands east of the Mississippi river and began at once to occupy this territory, which prior to 1732 had been a "sort of free zone of doubtful ownership." The King of Great Britian issued a proclamation, Oct. 7, 1763, creating the provinces of East Florida and West Florida and by the same proclamation the Georgia territory according to the charer of 1732 was extended so as to take in the lands lying between the rivers Altamaha and St. Mary's. This proclamation also settled temporarily a dispute which had arisen between the provinces of South Carolina and Georgia as to the right to the said territory. The provision is as follows: "We have also, with the advice of our Privy Council aforesaid, annexed to our province of Georgia, all lands lying between the rivers Altamaha and St. Mary's." Thirteen years later the Colonies declared their independence, and, as was natural, each claimed jurisdiction over areas previously determined by royal charters, proclamations, &c. At this time Georgia's claims were bounded on the east by the Atlantic Ocean and the Savannah river; on the north by a line passing through the head waters of said river to the Mississippi; on the west by the Mississippi river; and its southern boundary was one with that of the United States. Her title to all of this territory was the charter of 1732, King George III's proclamation of Oct. 7, 1763, extending the area as provided by said charter, and a commission<sup>1</sup> to Governor Wright Jan. 20, 1764, which gave him jurisdiction as far west as the Mississippi and as far south as the thirty-first degree of north latitude.<sup>2</sup>

Acting upon these claims, in 1785 the legislature of Georgia established the County of Bourbon in the extreme southwestern limit of her claim, and 1788 authorized the sale of large bodies of land lying between the Tombigbee and the Mississippi rivers to certain companies known as Virginia Yazoo, South Carolina Yazoo, and the Tennessee Yazoo. These sales were made; but when the State Treasurser refused to accept Georgia bills of

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<sup>1</sup>McMaster.

<sup>2</sup>Public Domain.

credit in payment, the Virginia company withdrew the moneys that she had previously paid and the South Carolina Company brought suit against Georgia in the supreme court of the United States; but the ratification of the eleventh amendment to the Feeral Constitution, privileging a state from being sued, cut short the suit.<sup>1</sup>

In 1795 another act was passed authorizing the sale of these lands, but on investigation it was found that many members of the Legislature—in fact all the members voting for the sale except one—were interested in these sales in a pecuniary way and a third Legislature, 1796, declared the act of the previous legislature null and void, because obtained by fraud and corruption, and the records of all the sales and conveyances made under it were blotted out and destroyed.

This, however, did not vitiate the titles of these companies to said lands.<sup>2</sup> The supreme court of the United States decided that the act of the Georgia legislature in repealing the prior act for the sale of the land was unconstitutional and void, was in violation of a contract, and that the titles of claimants were good and valid.<sup>3</sup>

In the midst of all this confusion the United States planted the Mississippi territory with boundaries as given above, justifying her right to do so in her belief that these lands did not belong to Georgia or to any other state at the time of the signing of the peace treaty in 1783, but to the United States in common as the result of their combined effort in establishing independence. In deference, however, to Georgia's claims, Congress in authorizing the establishment of a government in the Mississippi territory provided, "That the establishment of this government shall in no respect impair the right of the state of Georgia, or of any person or persons, either to the jurisdiction or the soil of the said territory; but the rights and claims of the

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<sup>1</sup> McMaster Vol. III.

<sup>2</sup> McMaster Vol. III.

<sup>3</sup> Public Domain p. 84.



said state, and all persons interested, are hereby declared to be as firm and available as if this act had never been made."

Section I. of this act is as follows: "That the President of the United States be, and he hereby is, authorized to appoint three commissioners, any two of whom shall have power to adjust and determine, with such commissioners as may be appointed under the legislative authority of the state of Georgia, all interfering claims of the United States and that state, to territory situated west of the river Chattahoochee, north of the thirty-first degree of north latitude, and south of the cession made to the United States by South Carolina; and also to receive any proposals for the relinquishment or cession of the whole or any part of the other territory claimed by the state of Georgia, and out of the ordinary jurisdiction thereof."<sup>1</sup>

To all this Georgia protested vigorously and asserted her right to the land in question. Commissioners were, however appointed as provided. They were not long in reaching an agreement, which led to the cession of these lands to the United States. The terms were about as follows: The United States gave Georgia in exchange for these lands, a strip about twelve miles wide now forming the northern part of Georgia; agreed to extinguish the Indian titles within her limits; to admit the ceded territory into the Union as a state, when the population should number sixty thousand souls; to confirm all grants recognized by Georgia as legal; to set apart five million acres to satisfy claims such as those of the Yazoo companies and other companies which Georgia did not consider legal; and to pay a million and a quarter dollars to the state of Georgia from the proceeds of lands sold in the said district.<sup>2</sup> All this having been agreed to by Congress, the cession was formally made in 1802 and two years later, together with the South Carolina Cession lying just to its north, became the Mississippi territory. But the contest did not

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<sup>1</sup> Section 5 of the act. Poore's Charters & Constitutions Vol. II.

<sup>2</sup> McMaster Vol. III.

end until Congress voted eight million dollars in 1814 in land script to satisfy all claimants.<sup>1</sup>

The territory had not, however, reached its full growth, for there was yet to be added the strip south of thirty-first degree of north latitude and lying between the Perdido and the Pearl rivers. The title to this land, and in fact all British West Florida, was a subject of dispute between the United States and Spain. This dispute had its origin in the indefiniteness of boundaries as provided by the treaties given by Great Britain to said powers on Sept. 3, 1783. The United States claimed the thirty-first degree of north latitude as her southern boundary, while Spain claimed as far north as thirty-two degrees and thirty minutes north latitude as her northern boundary. The land here in dispute, it will be observed, was that of the original Mississippi territory. To these lands Spain waived claim by treaty, Oct. 27, 1795.<sup>2</sup>

On April 30, 1803, France sold to the United States Louisiana. This purchase brought in question the title of the remainder of British West Florida, i. e., that portion lying south of the thirty-first. This question had its origin in the indefiniteness of the boundary of Louisiana, and although the matter was not definitely settled until 1819, when Florida was purchased of Spain, the United States disregarded Spain's claim, and on April 14, 1812 added that portion west of Pearl river to Louisiana, and on May 14, 1812 the remainder was incorporated with the Mississippi territory.<sup>3</sup>

With this act the Mississippi territory reached its full growth. It embraced all the territory which now makes up the states of Mississippi and Alabama. It had been just fourteen

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<sup>1</sup> McMaster Vol. III.

<sup>2</sup> Art. 2: "To prevent all disputes on the subject of boundaries which separate the territories of the two high contracting parties, it is hereby declared and agreed as follows, to wit: The southern boundary of the United States, which divides this territory from the Spanish Colonies of East and West Florida, shall be designated by a line beginning on the river Mississippi, at the northernmost part of the thirty-first degree of latitude north of the equator which from thence shall be drawn due east to the middle of the river Apalachicola or Chatahooche," etc.

<sup>3</sup> The Public Domain.

years, one month and seven days since the original territory was organized. It is estimated that 33,956 square miles were included in that territory. To the north of it 54,622 square miles had been added, and to the south 10,482 square miles, (of which 4,482 square miles is water.)<sup>1</sup> In all the Mississippi territory embraced 99,060 square miles. Clause four of the act organizing the territory is as follows: "The territory hereby constituted one district, for the purpose of government, may, at the discretion of Congress, be hereafter divided into two districts, with separate territorial governments in each, similar to that established by the act. Congress exercised the right herein reserved, and on Dec. 10, 1817 the western portion of that territory embracing 46,810 square miles became the State of Mississippi, and the proud commonwealth joined the sisterhood of States.

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<sup>1</sup>Public Land Commissioner Parts 1 & 4 pp. 88 and 105.

## THE EARLY SLAVE LAWS OF MISSISSIPPI.

BEING SOME BRIEF OBSERVATIONS THEREON, IN A PAPER  
READ BEFORE THE MISSISSIPPI HISTORICAL SOCIETY, AT A  
MEETING HELD IN THE CITY OF NATCHEZ, APRIL 20-21- 1899.

BY ALFRED H. STONE, ESQ.

Probably no institution with which history deals has been the centre of more momentous events, or the subject of more earnest and acrimonious discussion than that of human slavery. To the study of whatever of the states of civilization we may devote ourselves, we find that, regardless of its present position of advancement, at some period of its history the personal ownership of human beings was a recognized feature of its social fabric. Nor is it true that the existence of this institution at any certain period of a people's history can be taken as an evidence of a low state of intellectual, moral or social development during such period. Quite the contrary was often the case,—despite the fact that we have heard so much of the “the demoralizing and degrading effects of slavery” and are told that it was ever a curse upon any people who tolerated it,—for both biblical and secular history are replete with testimony to the magnificent achievements of nations whose most glorious epochs were those during which slavery flourished.

It is foreign, however, to our purpose to engage in a discussion of slavery as a civil institution, or to question whether its toleration was of good or evil effect, or yet to inquire whether it could ever have justifiably existed. We propose to look at but one of its many features,—and that merely from the standpoint of an investigator of what has already passed into the realm of ancient history,—become something “flat, stale and unprofitable” to all save the curiously inclined.

The bitter and often unreasoning hatred, on the part of many, of the institution and those who upheld it in this country,

and the repugnance with which it came to be generally regarded by even sincere and generously inclined people in a section in which it was non-existent, were unquestionably largely induced by the constant contemplation from a distance of an institution the softer aspects of which could not be understood by strangers to its inner life,—but of which the one dominant feature was the bare fact of the bodily ownership of human beings,—the mere existence of the legal right to barter, sell and trade in human-kind. Of the relations between the master and his human chattels, and of the laws governing those relations, except in rare instances, they seemed to be ignorant,—as well, apparently, as of the safeguards with which a humane public sentiment surrounded the treatement of the slave, both by the law and the master.

It is a brief consideration of some of these laws, as they stood upon the statute books of our own state during the earlier years of its history, that we beg to invite your attention.

Under an old Federal ordinance, passed in 1787, for the government of the Northwest Territory, it was provided that in that territory there should be “neither slavery nor involuntary servitude,” except of course for the punishment of crime. As the Congressional act of 1798, forming the Mississippi Territory, subjected it to the provisions of this ordinance, we note the somewhat curious fact that in Mississippi, in its incipient territorial organization, slavery was a prohibited institution. However, in the act of 1802, which for the first time provided for the establishment of a government in the Mississippi Territory, this provision alone of that ordinance was excepted, and slavery recognized as legal.

The first provision concerning slavery which we find in our books, after Mississippi became a state, is contained in a clause in our first constitution, adopted in the town of Washington, August 15th, 1817, which provided that the Legislature might establish in each county a Court of Probate, for the discharge of various enumerated functions “and for the trial of slaves.”

This very first provision touching them seems to look to establishing proper legal means for their control, and in itself bears testimony to the falsity of the notion, which at that time some pretended to entertain, that the whim of the master was the sole law for the governing of the slave, and that the latter had no legal status whatever.

A little further along in the same instrument we find the Legislature delegated with authority to pass laws prohibitive of the introduction into the State of slaves "as merchandise." This apparently evidences the existence, even at that early date, of a spirit of opposition to the business of "slave trading" as a common vocation which easily accounts for the feeling with which the "nigger trader" was regarded by the better classes—those among whom he would look for purchasers of his goods. In this same clause the Legislature is empowered to pass laws to oblige the owner of slaves "to treat them with humanity," to provide for them necessary clothing and provisions, to abstain from all injuries to them extending to life or limb," and, in case of the failure to comply with the directions of such laws, the slave might be sold to some more humane master. By this instrument it was also expressly provided that the Legislature should never have the power to deprive the slave of the right to an impartial trial by a jury.

I think it proper that we should call to mind these provisions of our first organic law—testifying as they do to the treatment which law and society exacted of the master toward his slave;—but, while we can not fail to be impressed with the spirit of justice and humanity manifested in our early constitution, at a casual reading, some of the succeeding legislative enactments might be regarded as extremely harsh.

But in considering laws of this nature, abhorrent as they may be to our present sense of humane propriety, we must not lose sight of the time in which they were effective, and our judgment must be tempered by a remembrance of the fact that

they were operative in a state of society which, while no less refined or lower in its moral tone than our own, yet looked upon criminal laws from a view point radically different from that of to-day.

The debtor's prison still existed in England,—the stocks and pillory were instruments of common use both here and there,—the public whipping post claimed its daily victims,—the rack and thumb-screw were still applied to refractory witnesses in some of the courts of the old world and there was not yet in all Christendom a country in which women had equal property rights with men,—which, by the way, Mississippi was the first community in the civilized world to confer, and she had not progressed thus far by some twenty odd years.

For all of the many petty offenses of which the slave might be guilty the punishment was confined to "stripes,"—few or many in the discretion of the justice of the peace, though for every offense the maximum number was fixed by law. Nor could they be applied but by authority of the magistrate, after due examination, though there was almost invariably coupled with the designating of the number of stripes the injunction that they be "well laid on." The mode of procedure in all cases wherein the offense was punishable with stripes was for the justice to summon "two respectable slave-holders to assist him,"—the evidence for and against the accused being laid before them, the three determined his guilt and fixed the punishment,—within the limits of the law.

The extent of this punishment varied all the way from ten stripes for "presuming to come upon the plantation of any person without leave from his master," up to thirty-nine for grand and petty larceny, between the punishment for which there was no difference, and for "buying or selling without a written permission from his master." This latter seems to have been regarded as quite an offense, as we have frequent references to it,—the punishment fixed being as great as that attached to misdemeanors which we would consider much graver. It merely

consisted in the slave buying or selling anything whatever without his master's written permission,—such permission being necessary before he could lawfully carry on even the smallest of commercial exchanges.

Even in our present state of boasted enlightenment it is questioned by many thinkers and criminologists whether we have been wise in anywhere substituting the jail for the whipping post for minor offenses. At all events, as a deterrent to petty crime among our colored brethren one sound thrashing, "well laid on," would most likely prove more efficacious than any jail sentence imposed by a latter day justice of the peace.

It was unlawful for a slave to leave his master's premises without permission, and an offense for a negro, bond or free, to have in his possession any weapons of any kind. The penalty for engaging in any "riots, routs or unlawful assemblages" was the maximum thirty-nine lashes, and the same act provided that if any white person should be convicted in the Circuit Court of "being in company with slaves or free negroes at any unlawful meeting" he should be fined twenty dollars, to go to the informer, and, moreover, receive not exceeding twenty lashes on his bare back, at the discretion of the court."

It was in defining such unlawful meetings or assemblages to include "all assemblies of slaves, or free negroes or mulattoes, mixing and associating with such slaves, above the number of five, at any place of public resort, or at a meeting house, in the night, or at any school, for teaching them reading or writing, either in the day or night, under whatsoever pretext" that our slave holding law makers sinned so grievously in the eyes of the abolitionist. While it may be observed that this particular act contained nothing to legally prevent a master from teaching his slave to read and write, yet the policy of the law at that time is of course well known to us all to have been opposed to any such education.

I shall not engage in any discussion of the question of negro education nor seek to air my personal views in regard to it, but



merely venture the statement that the experience of a third of a century, involving the expenditure of millions of dollars by the white race upon it,—the moral, social and intellectual condition of the negro to-day calmly and fairly considered,—have not demonstrated the unwisdom of the slave holders position of seventy-six years ago, nor yet proven an adherence to opposite views to be for the best interests of either race.

In this connection it was provided that nothing contained in any of these enactments should be so construed as to prevent a master from allowing his slave to go to places of religious worship, sagely demanding, however, “that such worship be conducted by a regularly ordained or licensed white minister, or attended by at least two discreet and reputable white persons, appointed by some regular church or religious society,”—it not being lawful for a negro to exercise any of the functions of a minister of the Gospel,—though a master might allow his slave to preach to his own slaves, but to none others.

It was unlawful for a white man to do any trading whatsoever with a slave on the Sabbath, without the consent of the master in writing first being had by the slave, and with a free negro it was unlawful on that day under any circumstances,—our early fathers seemingly being at all times possessed of a very high regard for the general efficacy and saving grace of a written permission from the master.

The right of a slave to act in defense of himself when assaulted by a white person was at all times recognized by the law, and while it was an offense punishable by thirty-nine lashes for a slave to “use abusive or provoking language to, or to lift his hand in opposition to a white person” yet no punishment was to be inflicted where it appeared to the justice that he was acting in self defense.

It was not lawful for a slave to possess horses, mules, sheep, cattle, hogs or dogs, nor could he cultivate any cotton for his own use,—the only penalty attached, however, being the for-

feiture of the property,—except as to dogs, for the keeping of which he might be punished with not exceeding twenty-five stripes. Cruel or unusual punishment, for various plantation or house-hold offenses, could not be inflicted on a slave by his master,—under penalty of a fine of five hundred dollars for each offense, the fine to go to the state treasury, for the benefit of the “literary fund.”

The various misdemeanors enumerated here constituted the bulk of crimes of which it was thought probable the slave would be guilty,—there being but few others contemplated in our early criminal legislation.

For such others, however, much greater penalties were provided.

For an assault with intent to kill, by a slave upon a white person, where express malice was clearly proven, the punishment was death. If, however, only implied malice were shown the slave was to receive any number of lashes,—not exceeding one hundred on each day, for three days in succession. For all such offenses it must be borne in mind, the law guaranteed to the slave the right to a fair and impartial trial by a jury. The sheriff was required to summon “twenty-four good and lawful men of the vicinage,” of whom at least twelve should be slave holders in their own right, from which number a jury of twelve was selected and duly sworn for the trial of the case. On such juries neither the master of the offending slave nor any person related to him, nor any one related to the prosecutor could sit. No previous indictment was essential, but in all other respects the trial was conducted just as in the case of a white person. It was obligatory upon the part of the court, where the owner failed to provide proper counsel for his slave, to appoint counsel to defend him, charging the fee for such service to the master. The regular right of a challenge of jurors for cause was given the slave, and in capital cases six peremptory challenges were also allowed him, as was also the usual right of appeal.

On a trial for a capital crime it was permissible for the jury to convict of a crime under that degree, if the evidence justified

such a verdict—the punishment then being “by burning in the hand, or by stripes,” according to the magnitude of the offense, —“burning in the hand” being prescribed for nearly all felonies not punishable with death.

The maiming or manslaughter of a white person, rape and arson were all capital offenses,—as was also the “consulting, advising or conspiring to make insurrection or rebellion;” while for any free persons to be guilty of the latter offense with a slave the death penalty was also provided. Whenever sentence of death was finally passed upon a slave, he was always to be allowed at least twenty days before its execution, except in case of insurrection or conspiracy.

At a much later date than that which we are considering an act was passed providing for the payment to the owner of a condemned slave, out of the state treasury, of an amount equal to one-half his assessed value, to be paid as soon as he was executed.

Wherever it was found necessary to examine a free negro or slave, as a witness in any trial, no oath whatever was administered. He was charged by the court to declare the truth in the following words: “You are brought here as a witness, and, by direction of the law, I am to tell you, before you give your evidence, that you must tell the truth, the whole truth and nothing but the truth; and if it be found hereafter that you tell a lie, and give false testimony in this matter, you must, for so doing, have both your ears nailed to the pillory, and cut off, and receive thirty-nine lashes on your bare back, well laid on, at the common whipping post.”

It did not conclude “So help you God.”

The crime of perjury has always been regarded as peculiarly heinous, and we find it punishable here more severely than any other non-capital offense. The penalty was as indicated in the charge, to “have one ear nailed to the pillory, and there to stand for the space of one hour, and then the said ear to be cut off, and thereafter the other ear nailed in like manner, and cut off at the expiration of one other hour,” in addition to the

thirty-nine lashes prescribed. However, notwithstanding the mandatory language of the statute and of the charge, this punishment would seem to have been discretionary, for the act concludes, "or such other punishment as the court shall think proper, not extending to life or limb." Be that as it may, it is safe to conclude that no such punishment was ever inflicted, and we can find nothing in any of the books tending to show that it was ever resorted to.

It was only permissible for an owner to emancipate a slave by and with the consent of the Legislature, and then only by proving that such slave had "performed some meretorious act for the benefit of the owner or some distinguished service for the state."

The courts were always open to a negro held as a slave who claimed to be entitled to his freedom,—though no person being a member of any emancipation society could sit as a juror in the trial of such causes.

While one of the earliest slave laws of which we have any record was that prohibiting the importing of slaves for sale, it was also made unlawful for a free negro to come into the state to live; and in 1831 an act was passed requiring every free negro between the ages of sixteen and fifty to remove from the state forever. But this was not followed by a general exodus, for the act contained a clause which allowed the negro to obtain from the Probate Court permission to remain in the state, upon a showing made of "good character and honest deportment,"—though it was always exacted that every free negro should be duly registered in the county of his residence.

In connection with these acts it would be interesting to review the earlier decisions of our Supreme Court,—as showing the spirit which actuated our judges when called upon to adjudicate in matters wherein the slave was involved, and the fairness and liberality displayed in the construction and application of the laws concerning him. But it is impossible in this brief paper to do more than glance at one or two. Among the very first de-

cisions is one rendered in 1818, in which the learned judge held, in passing on an appeal for freedom from a number of negroes, claiming to be unlawfully detained as slaves, that the slaves in the Northwest Territory became free men by virtue of the ordinance of 1787, to which we have referred, and, with true justice, declared that, as such, they could "assert their freedom in the courts of this state and be protected therein." In the same opinion he observed that "slavery is condemned by reason and the laws of nature, and can only exist through municipal regulation; therefore in a matter of doubt, as between depriving an owner of a vested right, arising from law, and depriving a human being of his liberty, a natural right, the court would lean 'in favorem vitae et libertatis,' " and the petitioners were declared to be free.

In another very old case we find it early judicially determined that, in this state, the unjustifiable killing of a slave was murder.

This opinion, delivered in 1821, in the first years of our statehood, so clearly enunciates the humane principles which then actuated our courts, and to this good day continue to move them, in all their dealings with the inferior race, that it is peculiarly worthy of a place in the record of a society devoted to preserving the earlier history of our state and its people, and we may be pardoned for quoting its language at length.

It was by Justice Clarke, in reviewing an appeal by a white man who had killed a slave in Adams county and been sentenced to hang therefor. He said in part, "In some respects slaves may be considered as chattels, but in others they are regarded as men. The law views them as capable of committing crimes. This can only be upon the principle that they are men and rational beings. The Roman law has been much relied on by counsel for the defendant. That law was confined to the Roman Empire, giving the power of life and death over captives in war, as slaves, but it no more extended here than did the similar power given to parents over the lives of their children . . . . . At a very early

period in Virginia the power of life over slaves was given by statute, but . . . . . as soon as these statutes were repealed it was at once considered by their courts that the killing of a slave might be murder . . . . . In this state the Legislature have considered slaves as reasonable and accountable beings, and it would be a stigma upon the character of the state, and a reproach to the administration of justice if the life of a slave could be taken with impunity,—if he could be murdered in cold blood, without subjecting the offender to the highest penalty known to the criminal jurisprudence of the country. Has the slave no rights because he is deprived of his freedom? He is still a human being, and possesses all those rights of which he is not deprived by the positive provisions of the law,—but in vain shall we look for any law passed by the enlightened and philanthropic legislature of this state giving to the master power over the life of the slave. Such a statute would be worthy the age of Wraco or Caligula, and would be condemned by the unanimous voice of the people of this state, where cruelty, even, to slaves, much less the taking away of life, meets with universal reprobation. . . . . Because slaves can be bought and sold it does not follow that they can be deprived of life. . . . . The right of the master exists not by force of the law of nature or of nations, but by virtue only of the positive law of the state,—and, although that gives to the master the right to command the services of the slave, requiring the master to feed and clothe the slave from infancy till death, yet it gives the master no right to take the life of the slave, and if the offense be not murder it is not a crime, and subjects the offender to no punishment. . . . . A distinction once existed in England between the killing of a Dane and a Saxon, but even in Coke's time the killing of any rational being was murder. . . . . At one period of the Roman history, a history written in the blood of vanquished nations, slaves were regarded as captives, whose lives had been spared in battle, and the savage conqueror might take away the life of the captive, and therefore he might take away the life of the slave. But the civil law of Rome exterminated this barbarous privilege, and rendered the killing of a slave a capital offense. When the Northern barbarians overran

Southern Europe, they had no laws but those of conquerors and conquered, victors and captives, yet even by this savage people no distinction was recognized between the killing in cold blood of a slave or a freeman. And shall this court, in the nineteenth century establish a principle too sanguinary for the code even of the Goths and Vandals, and extend to the whole community the right to murder slaves with impunity?

The motion to arrest the judgment must be overruled."

The defendant was sentenced to hang on July 27th, 1821.

I have endeavored as well as possible in the brief time allotted me, to refer to the most important features of our early slave laws. It has not been my purpose to attempt an exhausted research into such legislation,—the object sought being merely to show, as a matter of some historical interest, from an impartial mention of the early acts concerning slavery, that the position of the slave in Mississippi was not as it has sometimes been depicted; that so far from being a creature with no legal status, subject to the whims and caprices of his master,—a mere chattel, over which even the power of life and death might be exercised at will,—he was surrounded by all the protection which just laws, humanely administered, could afford,—that the courts were ever open to him and that he could, and did appeal to them, and not in vain.

If any unknown or forgotten facts of historical importance to us have been brought to light, my purpose has been accomplished.

We have only touched upon the legislative enactments concerning slavery,—and for us, who know that it existed, it is unnecessary to revert to that higher law which controlled the relations between master and slave, and compelled such conduct toward the latter as made of him in countless instances the devoted friend.

Only an affection born of long years of treatment in the main considerate and kind, could have furnished history with

the spectacle of the espousal by the slave of his master's cause, in a conflict the end of which meant so much of difference to the two.

The four years of faithful devotion to which the women of the South bear willing witness could never have been exhibited by an enslaved people between whom and their masters the relations had been other than those we know to have existed.

The society which made possible those relations was unique in the history of civilization,—and in the annals of all the peoples who have passed through bondage the conduct of the negro slave stands without a parallel.





## FEDERAL COURTS, JUDGES, ATTORNEYS, AND MARSHALS IN MISSISSIPPI, 1798-1898.<sup>1</sup>

BY THOMAS McADORY OWEN.

The Mississippi Territory was created by Act approved April 7, 1798.<sup>2</sup> This Act, limited in its provisions, authorized the President "to establish therein a government in all respects similar to that now exercised in the territory north-west of the river Ohio," excepting expressly the prohibitive provision respecting slavery.

### TERRITORIAL COURTS.

The Ordinance of July 13, 1787, regulating the government of the North-west Territory, authorized the appointment by the President of "a court to consist of three judges," "who shall have a common law jurisdiction," their commission to continue in force during good behavior. The governor and the judges were

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<sup>1</sup> The lists of Judges, Attorneys and Marshals presented below were compiled from the records of the State Department and the Department of Justice, Washington, D. C. In the multiplicity of Mississippi books, there is nothing of a special character relating to the above title, and so far as is known this particular data has never heretofore been published.

The principal repository for early Mississippi history, Claiborne's *Mississippi* (1880), contains an account of the jurisprudence of the Territory and State, Chapter XXXII, pp. 467-482. In Goodspeed's *Memoirs of Miss.* (1891), Vol. I, p. 101, it is stated that Judge A. M. Clayton contributed this chapter.

In James D. Lynch's *Bench and Bar of Mississippi* (1881), there is an imperfect account of the judicial establishment, with a large number of valuable biographical sketches, and portraits.

Goodspeed's *Memoirs of Miss.* (2 vols., 1891), has a Chapter on "The Legal and Judicial History" of the State, vol. I, pp. 100-131, with portraits.

The original materials are contained in the United States *Statutes*, the Mississippi Codes and the *Session Laws*, and the *Reports* of the Supreme Court of the State.

<sup>2</sup> *U. S. Statutes at Large*, vol. 1, pp. 549-550.

given a limited law making power. On May 7, 1798, just one month after the act of formation, the President commissioned the Governor and Secretary, and two judges—Daniel Tilton and Peter Bryan Bruin. On June 28, 1798, the third, Wm. McGuire, was commissioned as Chief Justice. Their law making labors ended disastrously, the enactments being generally condemned by the people as "repugnant to the established principles of jurisprudence derived from the common law of England." So great was the clamor against them that Congress advanced the Territory into the second grade of government, May 10, 1800. These obnoxious laws were in a few years repealed.<sup>1</sup>

The settled portions of the Eastern section of the Territory (now Alabama) were so remote from the Mississippi settlements proper as to make the duty of holding courts there very burdensome, and often courts were not held at all. Superior Courts were held in the District of Washington (now Washington County, Ala.) on the 4th Monday in Sept., 1802, by Seth Lewis, Chief Justice, and on the first Monday in May, 1804, by Judge David Ker, making two only in four years. Congress, therefore, on March 27, 1804, passed a law providing an additional judge for the Territory, to have jurisdiction in Washington District, and to this position Harry Toulmin was appointed.

The "Great Bend of the Tennessee" having been thickly settled, and formed into Madison County (now in North Alabama), Congress provided, March 2, 1810, a judge to have jurisdiction therein, and to this position Obadiah Jones was appointed. Both Toulmin and Jones served during existence of the territory.<sup>2</sup>

During the whole territorial period, 1798-1817 the *nisi prius* courts, and the appellate courts were held by these judges, three

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<sup>1</sup> U. S. *Statutes at Large*, vol. ii, p. 69. See Claiborne, for account of laws passed by Governor and judges, second grade of government, &c., pp. 209, 211, 212, 214, 217, 218, 223, 224, 530.

<sup>2</sup> U. S. *Statutes at Large*, vol. ii, pp. 301, 563.

in what is now Mississippi, and two in what is now Alabama.<sup>1</sup>

For the three groups of judges in the Mississippi section, the following is the *probable* order of succession:

1. McGuire, Lewis, Rodney, Martin, Campbell, Poindexter.
2. Tilton, Ker, Jones, Mathews, Leake.
3. Bruin, Fitts, Simpson, Archer.

#### TERRITORIAL ATTORNEYS AND MARSHALS.

Until the Act of Congress, Feb. 27, 1813, providing for territorial attorneys and marshals, all persons holding these positions in Mississippi did so under local regulations. Following the passage of the law, appointees were named who seem to have held office during the remaining years of the territory.<sup>2</sup>

#### FEDERAL DISTRICT COURT.

The Act of April 3, 1818 marks the establishment in the State of the Federal Judiciary proper.<sup>3</sup> A judge, attorney and marshal were authorized. The judge was given authority to appoint a clerk. During its whole existence the number of judges has never been increased.

Natchez was appointed as the place for the sitting of the Court, twice annually, and so continued until March 3, 1835, when there was a change to Jackson, where sessions have since been held.<sup>4</sup>

From April 3, 1818, to June 18, 1838, the whole State constituted one District. On the latter date it was divided into the Northern, with the place of holding court fixed at Pontotoc, and the Southern District, with Jackson as the place for holding the sessions.<sup>5</sup>

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<sup>1</sup> It is beyond the scope of this paper, which is almost purely statistical, to enter into a review of the various territorial courts, or "systems" of judicature projected, &c. For full discussion, see Claiborne and Goodspeed.

<sup>2</sup> U. S. *Statutes at Large*, vol. ii, p. 806.

<sup>3</sup> U. S. *Statutes at Large*, vol. iii, p. 413.

<sup>4</sup> *Ibid.* vol. iv, p. 773.

<sup>5</sup> *Ibid.* vol. v, 247. See also *Revised Statutes of the United States* (1878) Secs. 539, 552, and 572.

On May 16, the place of holding courts in the Northern District was changed from Pontotoc to Oxford, where courts are now held.<sup>1</sup>

The subsequent changes, resulting in the present arrangement is as follows:<sup>2</sup>

By Act June 15, 1882, the Eastern Division of the Northern District was created, with Aberdeen as the place for holding courts.

Feb. 28, 1887, the Western Division of the Southern District was created, with Vicksburg as the place for holding courts.

April 4, 1888, Southern Division, Southern District, was created, with Mississippi City as the place for holding courts.

July 18, 1894, Eastern Division Southern District, was created, with Meridian as the place for holding courts.

On the secession of Mississippi in 1861, Judge Samuel J. Gholson resigned. Mr. Lynch makes this observation on the court during the civil war period:<sup>3</sup>

"When the Confederate Government was inaugurated Judge Clayton was appointed to the bench of the Confederate District Court for Mississippi, and held that position until the close of the war. There was during this period, of course, but little civil business before his court, and only one point of a general interest in the laws of war was decided by him, which was, that when the Government was powerless to protect, it had no power to punish."

#### JUDGES.

##### *Territorial.*

Daniel Tilton, of New Hampshire, commissioned, May 7, 1798.<sup>4</sup>

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<sup>1</sup> *Ibid.* vol. xiv, p. 48.

<sup>2</sup> *Supplement Revised Statutes, 1874-1891*, pp. 344, 500, 547, 583, 584, 638, 639.

<sup>3</sup> *Lynch's Bench and Bar of Miss.*, p. 506.

With the other Judges comprising the first court, he was quite unpopular, and in 1802 he abandoned his office.—Claiborne, pp. 209, 223, 231.

Peter Bryan Bruin, of Mississippi, May 7, 1798.<sup>1</sup>

William McGuire, Chief Justice, of Virginia, June 28, 1798.<sup>2</sup>

Seth Lewis, of Tennessee, Chief Justice, May 13, 1800.<sup>3</sup>

David Ker, of Mississippi, temporary commission, Nov. 2, 1802, permanent commission Jan. 25, 1803.<sup>4</sup>

Thomas Rodney, of Delaware, temporary commission, July 12, 1803, permanent commission, Nov. 18, 1803.<sup>5</sup>

Ephriam Kirby, of Connecticut, temporary commission, April 6, 1804.<sup>6</sup>

Harry Toulmin, of Kentucky, Nov. 22, 1804.<sup>7</sup>

Obadiah Jones, of Georgia, Mar. 3, 1805.<sup>8</sup>

George Matthews, Jr., of Georgia, temporary commission, July 1, 1805.<sup>9</sup>

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<sup>1</sup> Resigned in 1810. He had held judicial office under the Spanish government, and was an excellent man, but not a lawyer. Claiborne, p. 161., *note*, has a good sketch, with other references on pp. 152, 172, 209, 223, 283.

<sup>2</sup> He was the only lawyer on the first bench of Judges. He early resigned.—Claiborne, p. 209.

<sup>3</sup> His appointment changed public sentiment toward the Court which had hitherto been hostile. For sketches of, *see* Claiborne, p. 108, *note*, also p. 223. Gov. W. C. C. Claiborne speaks of him as "a learned lawyer."

<sup>4</sup> He was highly esteemed and his appointment increased the respect of the people for the Court. Claiborne, pp. 231, *note*, and 141, 238. *See* Goodspeed, vol. i, p. 1073, for sketch. He died 1805, and not in 1810 as stated by Claiborne.

<sup>5</sup> Claiborne, pp. 242, 258, 283. He presided, with Judge Bruin, at the trial of Burr.

<sup>6</sup> He was probably appointed for the Washington District, but evidently never served. He was one of the Land Commissioners for the District East of Pearl river, appointed under Act of Congress, of March 3, 1803—Pickett's *Alabama*, vol. ii, p. 196.

<sup>7</sup> Judge for Washington District, now in Ala. Born in Taunton, England. He was the most prominent and the strongest of the early public men in Alabama, and died in 1824. A n excellent account of his life is in Claiborne, p. 309, *note*. *See also* Brewer's *Alabama* (1872), p. 575; Lynch, p. 21-2; and Pickett's *Alabama*, vol. ii, pp. 204-5.

<sup>8</sup> Evidently never accepted appointment, as on Mar. 7, 1809, still a resident of Ga., he was appointed a Judge in Illinois. The latter place he also appears not to have accepted, as in 1810 he became Judge for Madison Co., M. T.

<sup>9</sup> Martin's *Louisiana* (1882), p. xxiii. Never received a permanent commission, but on Jan. 19, 1806, became a Judge in Orleans Territory. Son of Gov. George Matthews, of Ga. *See also* Gilmer's *Georgians*.

Walter Leake, of Virginia, Mar. 2, 1807.<sup>1</sup>

Francis Xavier Martin, of North Carolina, Mar. 7, 1809.<sup>2</sup>

Obadiah Jones, of Georgia, Mar. 6, 1810.<sup>3</sup>

Oliver Fitts, of North Carolina, Apr. 18, 1810.<sup>4</sup>

David Campbell, of Tennessee, Mar. 3, 1811.<sup>5</sup>

Josiah Simpson, of New Jersey, Feb. 18, 1812; also Feb. 9, 1816.<sup>6</sup>

George Poindexter, of Mississippi, Mar. 3, 1813.<sup>7</sup>

Stevenson Archer, of Maryland, Mar. 6, 1817.<sup>8</sup>

#### *Federal District.*

William Bayard Shields, of Mississippi, April 20, 1818.<sup>9</sup>

Peter Randolph, of Miss., temporary commission, June 25, 1823, permanent commission, Dec. 9, 1823.<sup>10</sup>

Powhatan Ellis, of Miss., July 14, 1832.<sup>11</sup>

George Adams, of Miss., Jan. 20, 1836.<sup>12</sup>

<sup>1</sup> Claiborne, p. 356; and Lynch, pp. 135-7.

<sup>2</sup> Resigned and became a Judge in Orleans Territory, March 21, 1810. For excellent memoir, by Judge W. W. Howse, see Martin's *Louisiana* (1882).

<sup>3</sup> See note *supra*. He accepted this appointment, and presided in the courts of Madison county, and later of other counties in the Northern part of Alabama territory until 1818.

<sup>4</sup> Grandfather of James Harris Fitts, Tuscaloosa, Ala.—*Memorial Record of Alabama* (1893), vol. ii, p. 1090. He has sometimes been confounded with Gideon Fitz, of Va., who was a brother-in-law of Gov. Robert Williams. Mrs. Sallie B. Morgan Green, so well known in Miss. as a writer, but now of Calusa, Cal., is a grand daughter of Gideon Fitz, see Claiborne, pp. 161 note, 352; and Goodspeed, vol. i p. 109.

<sup>5</sup> Goodspeed, vol. ii, p. 109.

<sup>6</sup> Claiborne, p. 352.

<sup>7</sup> Claiborne, Chapter xxx, pp. 361-414, contains an elaborate biography. In a note, p. 414, is a brief account of his literary remains, now deposited with the Claiborne papers, in the University library, Oxford, Miss. See also Lynch, pp. 27-73. His portrait is in Lowry and McCord's *History of Miss. for Schools*, p. 101.

<sup>8</sup> Returned to Md. in 1819.—Goodspeed vol. i, pp. 311-12.

<sup>9</sup> First Federal District Judge. Claiborne, p. 260, note

<sup>10</sup> Goodspeed, vol. i, p. 130.

<sup>11</sup> Claiborne, pp. 358, note, and 470; Lynch, pp. 27-8. He is said to have descended from Pochahontas.

<sup>12</sup> Claiborne, pp. 388-9, note; and Goodspeed, vol. i pp. 114, 285. He was the father of Gens. Daniel and Wirt Adams, and father-in-law of Gen. John D. Freeman.

Samuel J. Gholson, of Miss., Feb. 13, 1839.<sup>1</sup>

*Confederate District.*

Alexander M. Clayton, ———, ————— 1861.<sup>2</sup>

*Federal District.*

Robert Andrew Hill, of Oxford, Miss., May 1, 1866, resigned Aug. 1, 1891.<sup>3</sup>

Henry C. Niles, of Kosciusko, Miss., temporary commission, Aug. 11, 1891, permanent commission, Feb. 15, 1892, oath taken, Feb. 15, 1892.<sup>4</sup>

ATTORNEYS.<sup>5</sup>

Thomas D. Anderson, July 29, 1813.

William Crawford, Dec. 10, 1814.<sup>6</sup>

Bela Metcalfe, Apr. 20, 1818.<sup>7</sup>

William B. Griffith, March 13, 1822, and also Dec. 22, 1825.<sup>8</sup>

Felix Houston, Jan. 9, 1828.<sup>9</sup>

George Adams, March 3, 1830, and also May 12, 1834.<sup>10</sup>

Richard M. Gaines, Jan. 20, 1836.

*Northern District.*

Samuel F. Butterworth, June 25, 1838.

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<sup>1</sup> Lynch, pp. 497-500. The author, p. 499, comments on the failure of President Davis to appoint him his own successor. *See also* Goodspeed, vol. 1, p. 787.

<sup>2</sup> Lynch, pp. 500-507; *steel portrait*.

<sup>3</sup> His sketch in Goodspeed, vol. 1, pp. 922-929, contains an elaborate presentation of his judicial career, and discusses many of the questions which came before him when on the bench. Clairborne, p. 472, *note*, pays a splendid tribute to his character.

<sup>4</sup> Present incumbent.

<sup>5</sup> The list is not brought down later than 1860. Further detailed annotation as to both attorneys and marshals is expressly omitted except in a few instances.

<sup>6</sup> Appointed for and acted in Washington District. For sketch, *see* Brewer's *Alabama*, p. 392.

<sup>7</sup> First Federal District Attorney in Miss. after formation of the State.

<sup>8</sup> Lynch, pp. 112-126.

<sup>9</sup> Clairborne, p. 431.

<sup>10</sup> Became Judge later; *see note supra*.



Oscar F. Bledsoe, Jan. 13, 1841, and also Feb. 8, 1845.

Andrew K. Blythe, Dec. 18, 1848.

Woodson L. Ligon, Aug. 27, 1850.

Nathaniel S. Price, April 1, 1853.

Jehu A. Orr, May 31, 1854.

Flavius J. Lovejoy, March 12, 1857.

*Southern District.*

Richard M. Gaines, July 9, 1840, March 13, 1844, and also March 22, 1848.

Horatio J. Harris, Aug. 10, 1850; Aug. 4, 1854, and also March 7, 1859.

Carnot Posey, temporary commission, Nov. 4, 1859, permanent commission, Jan. 30, 1860.

**MARSHALS.<sup>1</sup>**

John Hanes, of Mississippi, July 29, 1813.<sup>2</sup>

Henry G. Johnson, of Mississippi, April 20, 1818.<sup>3</sup>

Walter M. Leake, March 1, 1820.

Charles M. Norton, temporary commission, Nov. 22, 1823, permanent commission, Dec. 9, 1823.

John H. Norton, Jan. 3, 1825, and also Jan. 2, 1829.

Anthony Campbell, May 28, 1830.

Samuel W. Dickson, temporary commission, Jan. 18, 1832, permanent commission, Dec. 11, 1832.

William M. Gwin, temporary commission, Oct. 12, 1833, permanent commission, June 30, 1834, and also June 26, 1838.<sup>4</sup>

*Northern District.*

Adolphus G. Weir, June 25, 1838.

Alexander K. McClung, temporary commission, April 15, 1841, permanent commission, Aug. 14, 1841.

Andrew A. Kincannon, March 12, 1845.

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<sup>1</sup> The list is not brought down later than 1860.

<sup>2</sup> Appointed for and acted in Washington District.

<sup>3</sup> First Federal Marshal in Miss. after the formation of the State.

<sup>4</sup> For elaborate memoir, and *portrait*, see Clalborne, pp. 427-446. John Rayburn, Dec. 18, 1848.

William McQuiston, May 16, 1850.

Charles R. Jordan, April 6, 1853.

William H. H. Tison, temporary commission, April 21, 1857, permanent commission, May 17, 1858.

*Southern District.*

Fidelis S. Hunt, Jan. 13, 1841.

Anderson Miller, temporary commission, April 15, 1841, permanent commission, July 22, 1841.

Thomas Fletcher, temporary commission, March 24, 1845, permanent commission, Feb. 24, 1846.

Feilding Davis, March 20, 1850.

Richard Griffith, April 4, 1853, and also temporary commission, April 21, 1857, permanent commission, May 15, 1858.



## RUNNING MISSISSIPPI'S SOUTH LINE

PETER J. HAMILTON, ESQ.

Within a month after the 1899 meeting of this association at Natchez, the Alabama Historical Society will be celebrating at St. Stephens on the Tombigbee River the centenary of the withdrawal of the Spaniards below the line of  $31^{\circ}$ , which once separated the United States from the Spanish possessions east of the Mississippi River. In connection with this and our own meeting place a short study of the origin and delimitation of this, Mississippi's original south boundary, will be of interest.

It is an interesting question why the parallel of  $31^{\circ}$  was ever selected as a boundary. It crosses rivers not fall above their mouths and seems singularly unsuitable. It makes one State own the source and another the mouth of all streams. It was put in the treaty of 1782, whereby Great Britain acknowledged American independence, for policy, because it confined the Spaniards to the coast, which they could neither use nor defend. Historically it was so selected because Great Britain had made it by proclamation of October 7, 1763, the north line of West Florida, and West Florida was captured from her by Spain in 1780. But why had it ever been made the boundary of Florida? The only reason apparent is that Great Britain in 1763 wanted to get immediate control only of the harbors and did not care to have her colonial governments clash with the Indians. The territory above was by the same proclamation made crown lands and reserved for the use of the savages. This policy was reflected in the great Choctaw treaty at Mobile March 26, 1765, when a tract was ceded "the boundary be settled by a line extended from Grosse Point, in the Island of Mount Louis, by the course of the western coast of Mobile Bay, to the mouth of the eastern branch of the Tombigbee River, and

north by the course of said river, to the confluence of Alibamont and Tombecbee Rivers, and afterwards along the western bank of Alibamont River to the mouth of Chickianoce River, and from the confluence of Chickianoce and Alibamont rivers, a straight line to the confluence of Bance and Tombecbee rivers; from thence, by a line along the western bank of Bance River, till its confluence with the Tallatukpe River; from thence, by a straight line to Tombecbee River, opposite to Atchalikpe (Hatchatigbee Bluff) and from Atchalikpe, by a straight line to the most northerly part of Buckatanne River, and down the course of Buckatanne River to its confluence with the river Pascagoula, and down by the course of the river Pascagoula, within twelve leagues of the seacoast; and thence, by a due west line, as far as the Choctaw nation have right to grant." The twelve leagues from the coast bring us to about this line of  $31^{\circ}$ , as closely as could be determined without a survey. It is true that on the Tombigbee land was ceded up to Hatchatigbee Bluff; but that was a reaching, in the only way possible, towards the new north boundary of West Florida as already fixed in 1764,—an east and west line drawn through the mouth of the Yazoo River.<sup>1</sup>

But while it is true that by the treaty of 1782 Great Britain thus acknowledged the south boundary of her revolted colonies as the line of  $31^{\circ}$ , it is not less true that she did not then own so far south. Spain, who was in possession, recognized the boundary through the Yazoo mouth, and, in fact, Great Britain in this treaty proposed to do the same thing if she re-acquired West Florida. Walnut Hills and Natchez on the Mississippi, Fort Confederation and Fort St. Stephen on the Tombigbee were strong Spanish posts and all above  $31^{\circ}$ .

The all-conquering Galvez was governor-general for a year after that treaty and would certainly have maintained the Spanish rights by force of arms if necessary. But his successor, the politic Miro, lived to see a rapid American growth

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<sup>1</sup>Colonial Mobile, pp. 185, 294; 7 Statutes at Large, p. 55.

west of the mountains, and the death of the active King Charles III. and the French Revolution wrought a change in Europe. The weak Charles IV. let his wife and her notorious paramour, Godoy, rule Spain.<sup>2</sup> It so happened that French successes led to peace, but Godoy thought that Spain would soon be at war with England and that therefore peace with the United States was important for Spanish-America. At all events he suddenly assented to the demands of Thomas Pinckney, the American envoy, and on October 27, 1795, signed a treaty whose second article declared 31° as the boundary from the Mississippi to the Chattahoochee, and thence east by a line from the junction of the Flint and Chattahoochee to the head of the St. Mary's River.

The colonial authorities could never believe this agreement *bona fide* and sought by delay to give the court a chance to undo the treaty. In 1797 the Spanish minister declared the United States guilty of bad faith in making friends with England by Jay's treaty. A commissioner to run the line had to be as much of a diplomat as of a surveyor.

Such, at least, was the opinion of Andrew Ellicott, whom President Washington in the last part of 1796 sent by way of the Ohio and Mississippi to act for the United States. Baron de Carondelet, the governor general, was to represent Spain. Ellicott arrived at Natchez on February 24, 1797, and until he left on April 9, 1798,<sup>3</sup> his time was taken up in negotiations with commandant Gayoso de Lemos or encouraging the dissatisfied citizens there to claim the rights of Americans. Among the prominent men there named by Ellicott were those on the

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<sup>2</sup>4, *Am. Hist. Rev.* p. 62, &c.; 7 *Stat. at Large*, p. 140.

<sup>3</sup>Ellicott's *Journal*, pp. 40, 177.

<sup>4</sup>But at least he did not turn cannon on Gayoso and compel him to evacuate, as stated (p. 45) in Jones' *Introduction of Protestantism*. revolutionary committees,—Anthony Hutchins, Bernard Lintot,

Cato West, Isaac Gaillard, William Ratliff, Joseph Bernard, Gabriel Benoist, Peter B. Bruin, Daniel Clark, Philander Smith and Roger Dixon.

The permanent committee was composed of the last eight and Frederick Kimball, who lived below the line. These were really the government until the organization of the Territory. Gayoso admitted the neutrality of the district even before the Spaniards evacuated the town on March 30, 1798. Hutchins was a disturbing factor for a time, organizing a counter committee of safety and correspondence. Among his friends were Thomas Green, James Stuart, Ashly, (a Baptist minister,) Messrs. Shaw, (an attorney,) Davis, Justice King, Abner Green, Hocket, and Mr. Hunter, afterwards member of Congress from the Territory. Ellicott says that Gayoso declined to let Hutchins move below the line and that he therefore remained, to be prominent in Mississippi.<sup>5</sup> Of the 299 pages of Ellicott's printed Journal, the first 176 are taken up with events before beginning the survey. General Wilkinson accuses him of officiousness with the Spaniards and of gross immorality on board his boat on the river. It may be true, but Wilkinson is no reliable authority, although he ought to have been a good judge of rascality.

Ellicott had been in public life before. He was a Quaker of Pennsylvania, and about 1789 ran the western line of New York, and afterwards the lines of the District of Columbia and the streets of Washington. In 1791 he was commissioner to run the line between Georgia and the Creeks.<sup>6</sup>

On the present occasion he had with the party an escort of soldiers, at least part of the time under the gallant Captain John Boyer. The plans annexed as an appendix to the Journal must largely be those of David Gillespie, who did the actual

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<sup>5</sup>Ellicott's Journal, pp. 141, 282.

<sup>6</sup>Winsor's Westward Movement, p. 266; Ellicott's Journal, App. p. 45.

surveying, and his report or journal would have been of greater value than Ellicott's. Ellicott acted as astronomer, but generally was the outside man. He was in New Orleans, Mobile, Pensacola, St. Marks and circumnavigating Florida, while Gillespie was quietly plodding the forests, running a guide line and by offsets establishing the true latitude of  $31^{\circ}$ . But nothing from Gillespie can now be found at Washington and even Ellicott's original report seems to have shared the fate of so much else in the vandal destruction of the capital by the enemy in 1814. For the Spaniards Captain Minor acted as surveyor, with Patrick Taggart as assistant, and Mr. Dunbar, (later of Mississippi Territory,) as astronomer.

The American side was better provided with instruments than the Spanish, having fourteen kinds in all.<sup>1</sup> They consisted of two zenith sectors (the larger one having nearly six feet radius), "both principally executed by-----Rittenhouse," a large acromatic telescope made by Dolland of London, with terrestrial and celestial magnifying pieces, besides two small telescopes for taking signals, a transit and equal altitude instrument made by Ellicott and used in the New York and Washington surveys, a regulator made by Ellicott, an instrument of eight inches radius for taking horizontal angles, constructed by George Adams of London, three brass sextants, one by Ramsden being of "superior style," a surveying compass made by Benjamin Rittenhouse "upon the newest and most approved style," two "excellent" stop watches, two "excellent" cases of drawing and plotting instruments, two four-sided copper lanterns for tracing the meridians and directions during celestial observations, an apparatus to protect the water in using an artificial horizon, consisting of covered cup, &c., and two two-pole chains of common construction. On the Spanish side were only an "excellent" sextant, graduated by the vernier to 10 seconds, an

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<sup>1</sup>Ellicott's Journal, App., p. 44, &c.



astronomical circle executed by Traughton of London, itself "a portable observatory," "executed in a masterly manner," and an old surveying compass of poor construction. The sextant and circle had been the property of Dunbar, and were acquired from him by Governor Gayoso.

Ellicott and party sailed from Natchez down the river and at Clarksville began work. On April 11th, he says, they "set up the clock, a small zenith sector, and proceeded to take the zenith distance of pollux, for five evenings successively, the first three, with the plane of the sector to the east and the others with the plane west. From the result of those observations, it appeared that we were three miles and two hundred and ninety perches too far north. This distance my assistants, Messrs. Gillespie, Ellicott, Jr., and Walker, traversed with a common surveying compass and chain, to the south, in order to discover (nearly) a proper place to encamp, and set up the large sector, to determine the first point in the line with accuracy. When this traverse was completed it was found to be impracticable to convey our instruments, baggage and stores directly from Clarksville to the most eligible place, owing to the extreme unevenness of the country on the one hand, and the banks of the Mississippi not being sufficiently inundated on the other, to give us a passage by water through the swamps and small lakes; it was therefore determined to descend the Mississippi to the Bayou Tunica (or Willing's Bayou); from whence I understood we could convey our instruments, stores and baggage, either by land or water, almost to the place of beginning; though not without some difficulty. The distance from Clarksville to the Bayou Tunica by land is but eight and a half miles, but by the Mississippi more than fifty.

"On the 24th we left Clarksville, and arrived at the Bayou Tunica on the 26th, being detained one day by head winds.

"On the 27th my assistants were sent to carry a line east from the termination of the traverse already made, into the

high land, and on the 28th I went and examined the country over which the guide line passed, and fixed upon a very elevated situation, about one thousand four hundred feet south of it, for our first position; but the difficulty of getting our instruments, baggage and stores to it, appeared much greater than I first expected. A party of our men were directed to open a road from the height already pitched upon, to Alston's Lake; the distance was about one mile. The road was completed on the 30th, and on the first day of May we moved and encamped on the top of the hill. Our instruments, baggage, &c., were first carted from the Bayou Tunica to Alston's Lake, into which I had previously taken through the swamp two light skiffs: the articles were then taken by water, up the lake to the point where our road from the hill struck it, and from thence packed on horses to our encampment. The country was so broken, and covered from the tops to the bottoms of the hills, with such high, strong cane, (*arundo gigantea*,) and a variety of lofty timber, that a road from the Bayou Tunica, to our camp, could not be made by our number of hands, in less than a month passable for pack-horses.

“Our observatory tent being worn out by the military, who had no tents when they arrived at Natchez, I was now under the necessity of erecting a wooden building for that purpose; which I began on the 2d of May, and with the aid of four men finished on the 4th, and set up the clock, and large zenith sector; but the weather being unfavorable, the course of observations was not begun till the 6th, and was completed on the 16th.”

On the 21st he was joined by Captain Minor and on the 26th by Dunbar. June 1st Gayoso, who succeeded on the death of Carondelet, came with his suite and examined the line as determined; but he then returned to New Orleans, leaving Minor to represent him.

Ellicott in the 5th volume of the *American Philosophical Society Transactions* (reprinted as an appendix to his *Journal*) quotes from Dunbar the following account of the establishment of the point on the Mississippi River:—

"On the 28th of July, the line then approaching the 10th mile, and learning that the waters of the inundation were retired within the banks of the Mississippi, so that the lands were become sufficiently dry to give firm footing to the labourers, the astronomer for his Catholic Majesty taking upon himself the extending of the line through the river low ground to the eastern margin of the Mississippi. The party allotted for this service did accordingly encamp at the point D, pushing the line forward. Judging the present a convenient position for verifying the direction of the line, the astronomer for His Catholic Majesty established his observatory near the point D, and made -----observations with the circular instrument placed in the direction of the tangent-----.

"The line being extended to the margin of the Mississippi on the 17th of August, the measurement from the point D, was found to be 2 miles and 180 perches English measure, (or 2111.42 French toises.) At the distance of 1 and 2 miles at the points X and Y, were erected square posts surrounded by mounds of earth, and at a distance of 88 French feet from the margin of the river, and in the parallel of latitude was erected a square post 10 feet high surrounded by a mound of eight feet in height. On this post is inscribed on the south side a crown with the letter R underneath; on the north U. S., and the west fronting on the river, Agosto 18th, 1798. Lat.  $31^{\circ}$  N. In erecting the mile post, due regard was paid to the quantity of the offsets."

Their second camp was at Little Bayou Sara. Thence on their progress at first was slow on account of the cane, twenty to thirty-five feet high, matted with vines, and the many short, steep hills, besides the rainy weather. They hardly averaged a quarter of a mile per day. The Choctaw Indians, through whose country they passed, never disturbed the party, however, therein contrasting with the Creeks beyond Mobile River the next year.

While on Little Bayou Sara they learned of the formation of Mississippi Territory and the appointment of Winthrop

Sargent as governor.<sup>8</sup> The new governor arrived in Natchez August 6th, and General Wilkinson on the 26th, but Sargent's health did not permit him to organize the government until the next month.

But Ellicott was now outside civil complications. He made new encampments on the line at Big Bayou Sara (whence Dunbar returned to his home near Natchez,) Thompson's Creek, Darling's Creek and Pearl or Half Way River. At Thompson's the observations covered the satellites of Jupiter by night, and the sun by day. After leaving Thompson's Creek they had much trouble crossing swamps and rafting over deep streams. Those named on his map are Comite, Beaver Creek, Amite, Ticefaw, Tanchipahoe, and Boguechitoe, all easily recognized. The soil generally was poor, covered with pines on the sandy uplands. He naively tells us that while at Darling's a confidential letter from the Spanish governor-general to a Spanish officer "fell into my hands for a few hours." What right he had to open and read official correspondence between officials of a power with whom his country was at peace does not appear, but espionage went so far at this period that an American commandant at Natchez had tried to intercept Ellicott's own letters. Evidently Ellicott thought the end justified his own means. For he discovered that improper correspondence had been carried on between Spanish officials and "some gentlemen in the western part of the Union," and that nearly \$20,000 had been shipped from New Orleans in that connection. Ellicott copied the "interesting parts" and dispatched them to the Department of State. This may account for Wilkinson's hostility.

November 17-19 was occupied cutting a road through the cane brake, building rafts and ferrying across Pearl River. Here they had trouble getting provisions. Supplies and the large sector had arrived by water at a bluff at the mouth of the river, but the boat could not pass two natural rafts that blocked up the stream, as they often did. Gillespie succeeded in cutting

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<sup>8</sup>Colonial Mobile, p. 342; Ellicott's Journal, p. 182.

through, but provisions meantime ran out except beef. Fortunately a small supply was secured by pack-horse from Thompson's Creek, and after two weeks Gillespie came back from New Orleans, bringing a few barrels of flour. After arranging for Gillespie to correct back to Thompson's Creek, and Daniel Burnet to carry the guide line on to the Mobile, Ellicott himself went down the river, and thence through the Rigolets to New Orleans, where he arrived January 4, 1799. There he obtained supplies, conferred with Gayoso, and took observations with his six feet sector.

Meantime the guide line was plodding eastwardly through the forests. At 117 miles from the Mississippi the party passed the Hatcha-Lucha (Black Creek) and about 168 miles they crossed the Pascagoula (now Chickasahay) a little above where the Slapacha (Leaf River) falls in. This last is called Estopacha in other documents of the time. Thence on nothing special occurred until they reached the Mobile River, where the guide line had diverged 517.44 perches too far north.

The observatory had been erected before Ellicott's arrival from New Orleans in his schooner by way of Mobile. Observations (solar and lunar, of Castor and Pollux, &c.) were made from March 18 to April 9, 1799. Here the large sector was used, and the transit and equal altitude instrument also. Finally a boundary stone was set up, marked (according to the Journal) on the north "U. S. Lat.  $31^{\circ}$  1799," and on the south "Dominos de S. M. C. Carolus IV. Lat  $31^{\circ}$  1799." This piece of brown sand-stone, about three feet high is still in place near the Southern Railway and is the basis of all surveys in south-west Alabama.<sup>9</sup> During this time Gillespie went up the river to St. Stephens. With a Haddley's sextant he determined the latitude of that place, and he also made a sketch of the river. Ellicott

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<sup>9</sup>Pictures in *Colonial Mobile*, p. 295, shows Ellicott to be inaccurate as to lettering.

himself determined the latitude of Mobile and the point at the mouth of the Bay.

Among the most serious problems of the survey was carrying the line across the Mobile River and adjacent swamps. The only feasible way was found to be for parties on each side to make fire and smoke signals at certain intervals on the high lands to the east and west.

While Ellicott was at Pensacola, with Colonel Hawkins, trying to arrange with the Spanish commandant to secure the neutrality of the Creeks, his party pushed the line forward from the Mobile to the Escambia and Coenecuh Rivers above their junction. The matter of the Indians was never satisfactorily arranged, but the survey proceeded. On the Coenecuh, however, he notes that the more pressing enemies were flies and "mosquitoes," which made every observation a matter of great pain. Among these was the transit of Mercury in May, 1799. Thereafter they crossed the White Cedar Creek, Yellow Waters, and between the 321st and 334th miles crossed and re-crossed the larger Choctaw River, now the Choctawhatchee, and its branch, the Pea River. Between that and the Chattahoochee were a number of streams and lakes, but he names only the Waters of Chapully (Chipola River.) In fact, little or no account is given of this part of the survey, as Ellicott was not in the party. He sailed from Pensacola and finally met the others on the Chattahoochee.

There he was surrounded by hostile Indians and had difficulty establishing in September 1799 the mound at the junction of the Flint. He then left the party and went by sea around Florida to the St. Mary's, while Gillespie apparently worked overland to the sources of that river. There, as at the beginning of the Mississippi, Ellicott built a terminal mound.

But at the Chattahoochee, 381 miles from the Father of Waters, ended Mississippi Territory. And there we must bid adieu to Ellicott and the south line alike of Mississippi and of Alabama. Spain retired below that line in 1798-9, and before

1820 the United States had acquired the territory south of it even to the Gulf. As a boundary between countries the parallel of  $31^{\circ}$  has become obsolete; but the Quaker's work in running out the old British line still remains important, for it separates much of Mississippi from Louisiana and much of Alabama from Florida. The stone on Mobile River is only a point of departure in surveying; but the mounds on the Mississippi, the Chatahoochee and St. Mary's bound civilized States instead of savage hunting grounds, as when they were made, and one at least still bears Ellicott's name.

## ELIZABETH FEMALE ACADEMY—THE MOTHER OF FEMALE COLLEGES

BY BISHOP CHAS. B. GALLOWAY, D.D

I believe that Mississippi can justly lay claim to the honor of having established the first chartered institution for the higher education of young women in the South, if not in the United States. Though called an Academy, it did full collegiate work, had a high standard of scholarship, and conferred degrees. The institution was located at Washington, six miles east of Natchez. Washington had been the brilliant and busy little Territorial Capital, and was then the center of social and political influence.

A recent visit to the site of that venerable school enabled me to gather much valuable information about its work, and heightened my appreciation of its vast educative and spiritual influence upon the history and destiny of the Southwest. The walls of the spacious building still stand, but the merry voices than rang through its halls only live in the sweet echoes of a distant past. Borrowing a style of architecture from the Spanish of Colonial times, the structure was two and a half stories high, the first of brick, the others in frame. A fire consumed it twenty years ago, leaving only the solid masonry as a memorial of the educational ambition and spiritual consecration of Early Mississippi Methodism. Some of the grandest women of the Southwest received their well-earned diplomas within those now charred walls, and went out to preside over their own model and magnificent homes. The early catalogues contain the names of fair daughters who afterward became the accomplished matrons of historic families. For many years the Elizabeth Female Academy was the one institution of high grade in the entire South for the education of young women. All others have been followers and beneficiaries of this brave heroine of Mississippi.



The grounds and buildings were donated to the Mississippi Conference by Mrs. Elizabeth Roach in 1818, and in her honor the institution was called the Elizabeth Female Academy. The year following a charter was granted by the Legislature, of which this is a copy:

*"An Act.*

*To Incorporate the Elizabeth Female Academy.*

"Be it enacted by the Senate and House of Representatives of the State of Mississippi in General Assembly convened,

"That an Academy be, and is hereby established near the town of Washington, in the county of Adams, to be known by the name of the Elizabeth Female Academy, in honor of Mrs. Elizabeth Roach, the founder thereof, to be under the superintendence of John Menifee, Daniel Rawlings, Alexander Covington, John W. Briant, and Beverly R. Grayson, and their successors who are hereby constituted a body politic and corporate, to be known by the name and style of 'The Trustees of the Elizabeth Female Academy' and they and their successors are hereby made capable of receiving real and personal estate, either by donation or purchase, for the benefit of the institution, *not exceeding one hundred thousand dollars*, of suing and being sued, and of doing and performing all other acts, and shall possess all other powers, incident to bodies corporate.

"Sec. 2.—And be it further enacted, That all vacancies that may happen in the said Board of Trustees, either by death, resignation, refusal to act, or removal from the State, shall be filled by the members of the Methodist Mississippi Annual Conference: provided however, that all such vacanteis may be filled by the said Board of Trustees, to continue until the meeting of the said conference next ensuing such vacancy, or until they shall fill the same.

"Sec. 3.—And be it further enacted, That the said trustees and their successors shall have the power to appoint their president, vice-president, and other officers, to engage such teacher or teachers as may be necessary for conducting the literary concerns of the Academy, to hold stated meetings of the board and to make all by-laws and regulations for the government of the

institution and promoting piety and virtue among the students, but no religious test or opinion shall be required by the by-laws of the institution of the pupils admitted or to be admitted into said Academy. The president, or in his absence, the vice-president, may at any time call special meetings of the board by giving to each member five days notice of such meeting: the ordinary meetings shall be held on their own adjournment; Three members shall constitute a quorum to do business: the president, or in his absence, the vice-president shall preside, or in case of the absence of both, any member chosen by a majority of the members present shall preside.

“E. TURNER,

“Speaker of the House of Representatives.

“D. STEWART,

“Lieut. Governor, President of the Senate.

“Approved the 17th day of Feb., 1918.

“DAVID HOLMES,

“Governor of the State of Mississippi.”

The “*announcement*” for the initial term appeared in the Mississippi State Gazette, of Oct. 24th, 1818, a paper published in Natchez, and was signed by B. R. Grayson, Secretary of the Board of Trustees.

The Academy opened its doors to pupils November 12th, 1818, under the presidency of Chilion F. Stiles, and with Mrs. Jane B. Sanderson as “Governess.” Of the first President, and the first Lady Principal of that first college for young ladies in all the Southwest, the distinguished Dr. William Winans thus writes most interestingly in his manuscript autobiography:

“Chilion F. Stiles was a man of high intellectual and moral character, and eminent for piety. The Governess was Mrs. Jane B. Sanderson, a Presbyterian lady of fine manners, and an excellent teacher, but subject to great and frequent depression of spirits. This resulted, no doubt, from the shock she had received from the murder of her husband a few years previously by a robber----Though a Presbyterian, and stanch to her sect, she acted her part with so much prudence and liberality as to give entire satisfaction to her Methodist employers and patrons.

Some of the most improving, as well as most agreeable hours, of relaxation from my official duties were at the Academy in the society of Brother Stiles, who combined, in an eminent degree, sociability of disposition, good sense, extensive information on various subjects, and fervent piety, rendering him an agreeable and instructive companion. He was the only person I ever knew who owed his adoption of a religious course of life to the instrumentality of *Free Masonry*. He was awakened to a sense of his sinfulness in the process of initiation into that fraternity. Up to that time he had been a gay man of the world, and a skeptic, if not an infidel in regard to the Christian religion. But so powerful and effective was the influence upon him by somewhat in his initiation, that from that hour he turned to God with purpose of heart, soon entered into peace, and thenceforth walked before God in newness of life, till his pilgrimage terminated in a triumphant death."

Mr. Stiles was succeeded in the presidency by Rev. John C. Burruss of Virginia, an elegant gentleman, a finished scholar and an eloquent preacher. The school greatly prospered under his administration, as it continued to do under his immediate successor, Rev. Dr. B. M. Drake, a name that will ever live among us as the synonym for consecrated scholarship, perfect propriety, unaffected piety, and singular sincerity. In 1833 Dr. Drake resigned the presidency in order to devote himself entirely to pastoral work, and was succeeded by Rev. J. P. Thomas; and in 1836 he gave way to Rev. Bradford Frazee of Louisville, Ky. Rev. R. D. Smith, well known throughout the Southwest for his rare devotion, was called to the president's chair in 1839.

Some of the by-laws adopted by the Board of Trustees for the government and regulation of the Academy, recall in a measure the rigid and elaborate rules prescribed by John Wesley for the school at Kingswood. A few of these by-laws I here reproduce.

"The President of the Academy----shall be reputed for piety and learning, and for order and economy in the government of his family. If married he shall not be less than thirty, and if unmarried, not less than fifty years of age-----.

“The Governess-----shall be pious, learned, and of grave and dignified deportment-----She shall have charge of the school, its order, discipline, and instructions, and the general deportment and behavior of the pupils who board in or out of commons-----.

OF PATRONESSES.

“On the last day of every academic year, the Board of Trustees shall choose three respectable Matrons, who shall be acting patronesses of the Academy.

“It shall be the duty of the patronesses to visit the school as often as they think necessary, and inspect the sleeping rooms, dress, and deportment of the pupils, and generally the economy and management of the Academy, and report the same in writing to the Board of Trustees for correction, if needed-----.

ON APPROPRIATION OF TIME.

“All pupils boarding in commons shall convene in the large school-room at sunrise in the morning, and at eight o'clock in the evening for prayers.

“The hours of teaching shall be from nine o'clock in the morning until noon; and from two o'clock in the afternoon until five; but in May, June and July, they shall begin one hour sooner in the morning and continue until noon; and from three o'clock in the afternoon until six, Friday evenings excepted, when the school shall be dismissed at five-----.

DISCIPLINE AND DRESS.

“No pupil shall be permitted to receive ceremonious visits.

“All boarders in commons shall wear a plain dress and uniform bonnets.

“No pupil shall be permitted to wear beads, jewelry, artificial flowers, curls, feathers, or any superfluous decoration.

“No pupil shall be allowed to attend balls, dancing parties, theatrical performances, or festive entertainments-----.

ACADEMIC DEPARTMENTS—COURSE OF STUDY

“-----The studies of the Senior Class are:

“*First Session.*—Chemistry, natural philosophy, moral philosophy, botany; Latin, Esop's Fables, Sacra Historia, Viri Romae illustres.

*“Second Session.—Intellectual philosophy, Evidences of Christianity, Mythology, general history, Latin, Cæsar’s Bella Gallica.*

*“Students who have completed the full course above, shall be entitled to the honors of the institution, with a diploma on parchment, for the degree of *Domina Scientiarum*.....Those who have pursued with honor the whole course of studies, shall be entitled to remain one academic year, free of charge for tuition, and be associated in an honorary class, to be engaged in the pursuit of science and polite literature, and ornamental studies. After which they shall be entitled to an honorary diploma.....”*

The spiritual culture of the students was the supreme concern of the faculty. The Bible was systematically taught and revivals of religion were enjoyed. A notable one occurred in 1826.

The coming of Mrs. Caroline M. Thayer in the fall of 1825 was an epoch in the history of the Academy, and her administration marked an era. She was a remarkably accomplished woman with a genius for administration. Of her Dr. Winans, President of the Board of Trustees thus speaks:

“MONDAY, JAN. 16, 1826.

“In the evening I returned to Brother Burruss’s, where I met Sister C. M. Thayer, who has come to take charge of Elizabeth Female Academy. She is a woman of middle size, coarse features, some of the stiffness of yankee manners, but of an intelligent and pleasant expression of countenance; free in conversation and various and abundant in information. Rev. John C. Burruss, the President of the Academy, said: ‘Mrs. Thayer is a most extraordinary woman; I have never seen such a teacher.’ ”

Again, under date of March 2d, 1826, in a letter to Rev. John Lane, Dr. Winans says: “The Academy is in a very flourishing condition—Sister Thayer is a tutoress of superior abilities, both as teacher and governess. We are very sanguine of the future usefulness and respectability of the Academy.”

Mrs. Thayer was a niece of Gen. Warren, the hero of Bunker Hill, educated in Boston, warmly recommended by Dr.

Wilbur Fisk, and before coming to Mississippi had made great reputation as an author and teacher. She had taught for a while with Rev. Valentine Cook on Green River, Kentucky, and had published a volume of essays and poems that attracted wide attention.

The editor of the *Southern Galaxy*, a paper published in Natchez, attended the semi-annual examinations at Elizabeth Female Academy in the Spring of 1829, and highly commended the institution, especially "the unquestioned capacity and superior accomplishments of the Governess," Mrs. Caroline M. Thayer. The eloquent address delivered on the occasion by Duncan S. Walker Esq., is published in full. In the list of young ladies receiving special mention for scholarship is found the name of "Miss Martha D. Richardson of Washita, La." That fair daughter of the first college for young ladies in the South still lives in California as the widow of the late Bishop H. H. Kavanaugh.

In that same issue of the paper, March 26th, 1829, is this communication:

"TO THE EDITOR OF THE SOUTHERN GALAXY."

"Sir: The following lines are the production of a pupil in the Elizabeth Female Academy at Washington. If you think them worthy of a place in your paper, their insertion may aid the cause of female literature, by awakening emulation among your young readers, though their youthful author only intended them for the eyes of her perceptress.

"C. M. T."

#### WHAT IS BEAUTY?

'Tis not the finest form, the fairest face

That loveliness imply:

'Tis not the witching smile, the pleasing grace,

That charms just Reason's eye.

No, 'tis the sunshine of the spotless mind,

The warmest, truest heart,

That leaves all lower, grosser things behind,

And acts the noblest part—

That sunshine, beaming o'er the radiant face,

With virtue's purest glow,

Will give the plainest lineaments a grace  
That beauty cannot show.

This face, this heart alone can boast a charm  
To please just Reason's eye,  
And this can stern Adversity disarm  
And even Time defy.

—Margaret.

The annual commencement in the early summer was a great occasion. An elaborate notice of the same, which embraced Aug. 21st, 1829, was published in the papers of the young state —“*the first detailed account of such an event in Mississippi.*” The essay of Miss Anna W. Boyd, who graduated with the honors of her class, appears in full. It will be interesting to many yet living for me to give the names of the graduates, and those distinguished in the several classes:

Miss Anna W. Boyd-----Ireland.  
Miss Susan Smith-----Adams County  
Miss Mary C. Hewett-----Washington, Miss.  
Miss Mary J. Patterson-----Port Gibson, Miss.  
Miss Sarah R. Chew-----Adams County  
Miss Eliza A. Fox-----Natchez, Miss.

Honorary distinctions were conferred on the following pupils for proficiency in study and correct moral deportment:

*First Class:*

Miss Ellen V. Keavy-----Pinckneyville, La.  
Miss Martha D. Richardson-----Washita, La.  
Miss Mary A. Fretwell-----Natchez, Miss.  
Miss Maria L. Newman-----Washington, Miss.

*Second Class:*

Miss Martha Cosby-----Wilkinson County  
Miss Sarah M. Forman-----Washington, Miss.  
Miss Catharine O. Newman-----Washington, Miss.  
Miss Susan C. Robertson-----Port Gibson, Miss.

*Third Class.*

Miss Mary Scott-----Alexandria, La.  
Miss Charlotte C. Scott-----Alexandria, La.  
Miss Mary E. Gordon-----Alexandria, La.  
Miss Emily Vick-----Vicksburg, Miss.  
Miss Emily Smith-----Adams County

*Fourth Class.*

Miss Charlotte Walcott-----Vicksburg, Miss.  
Miss Mary A. B. Chandler-----Pinckneyville, La.

*Fifth Class.*

Miss Mary E. Roberts-----Washington, Miss.  
Miss Matilda J. Nevett-----Adams County

*Sixth Class.*

Miss Laura J. A. King-----Adams County  
Miss Martha B. Brabston-----Washington, Miss.

In that list of young ladies will be recognized a few honored matrons in the Southwest yet living, and many others will recall their grandmothers who have long been among the redeemed in heaven.

A Board of Visitors, consisting of such distinguished men as Robert L. Walker, J. F. H. Caliborne and Dr. J. W. Monette, attended that commencement, and made report as follow :

“-----The most unqualified praise would be no more than justice for the splendid evidence of their close attention and assiduity, as exhibited on this occasion; and we take pleasure in giving it as our opinion, that such honorable proof of female literary and scientific acquirements has seldom been exhibited in this or any other country. And while it proves the order and discipline with which science and literature are pursued by the pupils, it proves no less the flourishing condition and the merited patronage the institution enjoys. Nothing reflects more honor upon the present age than the liberality displayed in the education of females; nor can anything evince more clearly the justness with which female education is appreciated in the South than this exhibition, and the interest manifested by the large and respectable audience during the whole of the exercises. The literary and scientific character of the Governess, Mrs. Thayer, is too well known to admit of commendation from us-----”

On account of the removal of the Capitol to Jackson, the shifting of the center of population, several epidemics of yellow fever and other causes, after varying fortunes, the Academy suspended. Ex-Chancellor Edward Mayes says of this institu-



tion: "In the decade from 1819 to 1829 its boarders amounted in number annually from 28 to 63." Mrs. John Lane, Mrs. C. K. Marshall, Mrs. H. H. Kavanaugh, Mrs. B. M. Drake, the mother of the late Col. W. L. Nugent, the mother of the Rev. T. L. Mellen, and many other elect ladies were educated at that mother of female colleges.

The noble school continued its splendid work for more than twenty-five years, and laid broad and deep the foundations on which others have wisely builded.

## EARLY HISTORY OF JEFFERSON COLLEGE.

BY MR. J. K. MORRISON

Jefferson College was incorporated by the Legislature of the Mississippi Territory on the thirteenth of May, 1802. The act of incorporation was entitled: "An act to establish a College in Mississippi Territory." The following named gentlemen attended a meeting of the Trustees of this institution, held January 3, 1803, viz: Wm. C. C. Claiborne, John Ellis, Wm. Dunbar, Anthony Hutchins, David Lattimore, Sulton Banks, Alexander Montgomery, Daniel Burnet, David Kerr, D. W. Breazeale, Abner Green, Cato West, Thos. Calvit and Felix Hughes.

John Ellis was appointed President *pro tempore* and Felix Hughes, secretary.

The Board then proceeded to elect their officers by ballot. His Excellency, Wm. C. C. Claiborne, was elected President, Sir Wm. Dunbar, Vice-President, Felix Hughes, Secretary, and Cato West, Treasurer. For some reason the last named officer declined to serve.

It was next moved that the following address be submitted to the National Government:

"To the Honourable Senate and House of Representatives of the United States in Congress assembled:

"We, the Trustees of Jefferson College assembled, agreeable to a law of this Territory, at our first meeting, beg leave to address the Honourable Legislature of the United States. The duty we owe to our Infant Institution, to the community of the Mississippi Territory, and to the United States calls on us to lay before you our wants and our prospects

"Education in every state of the union has required, and we believe, met in some degree the fostering hand of public support. Every enlightened society, has been willing to contribute in some way to the cultivation of the minds of their

rising generation, from whence so many public as well as private benefits have been found to flow.

“This society has laboured under peculiar Impediments to the pursuit of this object; lately emerged from the lethargic influence of an arbitrary government, averse from principle to general information our citizens have hardly as individuals yet become sensible of the necessity, and usefulness of Education; unaccustomed to act in concert their individual efforts have never aimed at more than private schools.

“The first attempt to institute a place of general education for the youth of this territory, has by a law of our Legislature, devolved on us. We are sensible of the usefulness of the design to ourselves and to our children. We are aware of the peculiar necessity of Public Education and general information, to enable us to maintain that Character we are called on to support, the Character of citizens of a Republic. Our insulated situation demands the means of education at home, and the infancy of our community and the circumstances already mentioned demand Patronage from our parent government.

“At a time when the true principles of Republicanism are more generally than ever diffused over the United States, when philosophy and Patriotism are so happily united in promoting the public good, we hope we shall not ask in vain. Our citizens may be tardy in learning the necessity of affording effectual support by voluntary contributions; our local government has no lands to bestow on us. But we trust the Legislature of the United States, in whom the right of our soil is vested, will give aid to an institution which will establish republicanism in the minds of the youth of this territory, and be the firmest bond of an attachment to the Union.

“In the Northwestern Territory, the general government acting on the ordinance of Congress has been attentive to the support of public instruction.

“Having a similar claim from a similitude of constitution, and such pressing inducements peculiar to ourselves, we rely with confident hope on your Honourable Body for such aid as you may judge proper.”

The following resolution was also adopted:

“That a committee of the following members, viz: Messrs. Wm. Dunbar, Cato West, David Kerr, John Ellis, and Daniel

Burnet be appointed to make inquiry as to the most convenient site for Jefferson College; to receive proposals from individuals of any donations of lands for that purpose and to report to the Board at their next meeting."

On motion the following address to the citizens of the Territory was adopted:

"To the People of the Mississippi Territory:

"The Trustees of Jefferson College assembled at their first meeting embrace the opportunity of addressing you, our fellow-citizens of the Mississippi Territory, we are sensible of the difficulty of the Task to which we have been called by your representatives. A place of public education is to be created at a considerable expense without any public funds. The economy of our Legislature has not as yet suffered them to lay a tax on the community, to aid an Institution, which we hope will ultimately conduce to our public as well as private happiness. We are called on therefore to supply the want of public funds by the liberality of private patriotism.

"Indeed when we look forward to the consequence of a successful attempt to raise a respectable school for the education of the youth of this Territory, we trust the enlightened citizens will not be wanting in furnishing the means essentially necessary.

"Our situation far remote from foreign schools, where a liberal education may be procured prevents our young fellow citizens generally from acquiring the advantages which a good school affords. If in a few instances parents send their children far from the inspection of their parental eye, great sacrifice must be made of parental solicitude and great hazard of the morals of the youth, and when these difficulties shall be overcome, young men having finished their education return among their fellow citizens perhaps with the power and inclination to serve them, but too much strangers for some time to gain their confidence. Having procured a distant education, they will enjoy little advantages over strangers who may emigrate to this territory from foreign countries or from some parts of the United States. Our citizens will not enjoy the advantage of a long personal acquaintance, to enable them to choose with judgement those whom they ought to encourage, as teachers of youth and preachers of religion and morality, as physicians, as lawyers, or as law-givers.

"But should the liberality of the public enable the patrons of Jefferson College to establish it as a public school for the

Territory these evils would be succeeded by important Benefits. We should see our youth growing up under our own observation in habits of virtue and improvement. Those who should acquire public approbation by early talents and good behavior would be rewarded with the merited confidence of their fellow citizens on the entrance to public life, while strangers of merit would obtain a just share of public favors, our citizens would not be forced to employ persons unknown to them, to conduct their most important interests. Our young men living together while the social affections are yet untarnished by selfish views or party spirit would contract such firm attachments as would conduce gradually to obliterate that party rage which is the bane of our community too small to make divisions tolerable.

“From Jefferson College as a central school would emanate the taste and the knowledge necessary to make even a common education more reputable and more useful. In fine, our children being educated in the knowledge and Love of Republican Liberty would grow up to be the firm supporters of our Republican government.

“We do not pretend to undertake an enumeration of all the advantage, either public or private which the success of the present undertaking promises; but being deeply interested as well as yourselves in the event, we beg leave to offer you one more observation.

“Bountiful Providence has given to the citizens of this territory the means of procuring a Superabundance of wealth. It is an awful Truth, that it will depend on the education of the growing generation, whether a sudden increase of wealth will be the cause of a rapid increase in knowledge and rational refinement, or of luxury and unmeaning expense. As your growing riches then will furnish you with the happy means of forming the growing minds of your children to a rational love of good learning and virtue.

“So the danger of leaving your property to those who might not know how to use it usefully and innocently, shows the necessity of devoting a part of it to their Education.

“Such are our views, Fellow Citizens, of the importance of our present undertaking. We call on you then to lend your aid to an Institution, which will be devoted to increase the common happiness. All are interested, let all contribute something to the public stock, let the rich give liberally and all others show their public spirit according to their abilities, Parents will meet their

reward in possessing the means of promoting the real happiness of their children. Those who are not parents will enjoy the Benefit of living, in a society increasing in civilization and those arts and pursuits which are the ornaments of human nature."

A committee consisting of the following members, Messrs. Sulton Banks, David Lattimore and Wm. Dunbar was appointed to prepare the plan of a lottery for raising a sum not exceeding ten thousand dollars and to make a report to the next meeting of the Board of Trustees. This meeting was held at Selsertown. The committee appointed for the purpose of preparing a lottery scheme reported as follows:

That 2,000 tickets at \$5.00 a piece be sold, \$10,000.

No. of prizes:

1	of \$2,000 is-----	\$2,000
2	of 500 each-----	\$1,000
10	of 100 each-----	\$1,000
20	of 50 each-----	\$1,000
200	of 25 each -----	\$5,000

The above prizes to be paid deducting 15% for the College.

A committee appointed to select a suitable location recommended one on the lands of Mordecai Throckmorton near old Greenville, in Jefferson county. The Board at its meeting agreed on this site recommended, and ordered their next meeting to be held at old Greenville, on the 11th of April following.

At this meeting the resolution proposing a site for the location of the college was repealed. The next meeting was held at Selsertown. At this meeting the Board on the 25th of July, 1803, accepted a donation of lands offered by John and James Foster, and Randall Gibson, adjoining the town of Washington, and embracing Ellicott's Springs.

The appeal to the public for aid was unproductive; that to Congress was responded to by a grant of a township of land and some lots of ground in and adjoining the city of Natchez.

The next meeting of the Board of Trustees was held in Natchez, on the 28th of January, 1804. Colonel Cato West, at

that time the acting governor of the Territory, reported "that the lots in the city of Natchez, and an outlot adjoining the same, granted to the college by Congress, had been only located, and that upon these lots were several valuable buildings." But a private individual and the city of Natchez laid claim to these buildings and an act was passed in Congress regranteeing them to Natchez.

Appeals were made to the public but were not responded to. A loan from the Legislature was prayed for but all the efforts on the part of the trustees amounted to nothing.

The Trustees were reassembled in April, 1810, having had no meeting since December 21, 1805.

In the meantime the Washington Academy had been established and conducted by Rev. Jas. Smylie. Subscriptions were raised and frame buildings erected on the college grounds.

A meeting of the two Boards was held and the building of the Academy and the subscriptions which had been raised for its support were transferred to the Board of Trustees of the prospective College

The Board of the Washington Academy also had lottery tickets on sale, but found great difficulty in disposing of them.

Few of the tickets were sold, and fortunately for the institution the tickets calling for the largest prizes remained unsold. There was nothing gained from this and the next year the Board directed suits against some of the purchasers of tickets who had failed to pay for them.

The Academy buildings were placed in order and it was published that "an academy under the superintendence of Dr. Edwin Reese, assisted by Mr. Sam'l Graham would open on the first of January."

Nine years after the chartering Jefferson College it started as an academy, and as an academy it continued several years.

Soon afterwards the Trustees resumed their efforts to secure an endowment for the proposed College. The titles to the lots in

Natchez were examined. In order to adjust the claims between the corporation of Natchez and Jefferson College, the matter was carried to law. In 1812 commissioners were appointed for the recovery of such escheated property as belonged to the College, the Legislature having granted to it all escheated property for ten years. The authority of the Legislature was questioned in this matter, and it was carried before Congress. The Legislature was upheld in this and the College realized five or six thousand dollars, but lost heavily prosecuting their claims.

The Secretary of the Treasury, under the authority of an act of Congress passed the 20th of February, 1812, located on the 5th of June the township of land granted in 1803. The land selected was situated on both sides of the Tombigbee River. But nothing was realized from this until 1818.

In 1816, six thousand dollars to be paid in annual installments was granted by the Legislature. This money was for the purpose of hiring an instructor.

Mr. M'Allister, who was teaching at the time in Kentucky, was employed, and took charge of the Institution in 1817. In the August following the contract for the last building was let out.

In 1818, the rapid immigration to Alabama caused an increase in the value of the Tombigbee lands. An agent was sent to Alabama, who leased the lands owned by the College for ninety-nine years. About eight thousand dollars was received as the first payment, and the remaining installments amounting to more than twenty-five thousand dollars were to be paid in two, four and six years. With such an improved state of affairs the Board deemed it wise to borrow money to hasten the completion of the buildings then in progress. Nine thousand dollars was obtained from the bank and four thousand from the state.

The trustees were disappointed, however, in the expected revenues from the Tombigbee lands. The government in 1820 found it necessary to adopt measures for the reduction of the



enormous debts of those who had contracted for lands in more prosperous times.

Liberal discounts were offered to its debtors, also the privilege of giving up the lands they had purchased. There was a great depreciation in the value of the lands at this time, and the purchasers were glad to surrender them to the government.

The trustees offered an abatement of one-half. But all, with one exception, gave the land to the government, as the greater portion of it was found to be of no value. This source of revenue to which the trustees had looked forward with such sanguine expectations had been destroyed, heavy debts had been contracted, and there were no means of discharging them. So the trustees and friends of the Institution assumed the debts individually.

The college had a difficulty from another source. In 1818 there was an assembly of the clergy of all denominations in Washington. Some of the clergy, believing Mr. M'Allister's opinion to be unorthodox, publicly denounced the Institution.

This did the College an injury that the trustees could not repair. Rev. R. F. N. Smith, an associate of Mr. M'Allister, was placed at the head of the Institution, but this helped matters very little.

The source of revenue having been exhausted, Mr. Smith resigned. From 1821, an academy was kept up under various instructors on a small scale.

In 1825, a measure was introduced into the Legislature to institute suit for the recovery of the money loaned, but the majority voted against it.

To afford the Legislature an opportunity of placing the institution more immediately under its control and management and to give to it that patronage and support to which it would be entitled as a State Institution, the Trustees voted to give the power of filling vacancies in their body to the Legislature. The act was passed in January, 1826. This right was exercised for many years.

In May, 1826, the Trustees were notified that the selectmen

of the city of Natchez were going to make an appeal to the Supreme Court of the United States in the suit commenced in 1813, for the property given by Congress and claimed by the city of Natchez. The Trustees not being able to bear the expenses of a suit appointed a committee to compromise with the city, which they succeeded in doing.

About this time the Legislature was considering the idea of establishing a State Institution, and its executive committee at its session in Feb. 1829, was ordered to appoint three agents to inquire into all the means and resources in the state applicable to the purposes of general education; to confer with the Trustees of Jefferson College and ascertain the condition and prospects of the Institution and whether it was practicable for the Trustees to surrender the charter to the State, and on what terms it would be done.

A meeting of the two committee was held on the 27th of October, 1829. Questions were asked the committee from Jefferson College concerning the college buildings; the endowment; the number and character of its Professors, its future prospects, the expediency of surrendering the charter; and concerning the money loaned to the Institution by the Legislature.

It was found that the charter could not be surrendered to another Institution erected in its stead.

This agreement was not made with the Legislature, so it was decided to put forth greater energies than ever to build up the Institution.

It was decided to adopt a system of Education similar to that of West Point and a contract was made with E. B. Williston and Major Halbrook.

They assumed all responsibilities, and hired a number of competent instructors, and depended upon their success to pay the salaries of each.

The College under this management opened on the first

Monday of December, 1829. This plan was eminently successful and for the first time since the establishment of the Institution it was a success. A large number of students was attracted to it and it was viewed with pride and gratification.

## THE RISE AND FALL OF NEGRO RULE IN MISSISSIPPI.

BY DUNBAR ROWLAND, ESQ.

Twenty-three years have passed into history since Adelbert Ames the last of the "Carpet Baggers" was driven from his high position as governor of Mississippi by the representatives of an outraged and indignant people. A new generation has grown to manhood and womanhood since those stirring times that led up to and culminated in the exposure and condemnation of the most reckless and profligate political combination and blighting curse that has ever burdened a free people. As we have just passed the twenty-third anniversary of that great event it is fitting that its memories be revived in the minds of those who took part in it, that its lessons may be impressed upon those who are to complete and affirm its results. The uprising of the people of Mississippi against Negro rule was a most magnificent example of that spirit of Southern patriotism that animated the hearts; first of such men as Walthall, Lamar, George, Featherston, Stone, Lowry and Harris, and then spread to the hearts of every true man in Mississippi. The young men of the State, the rising generation, have the greatest reverence and love for the brave men who fought such a gallant fight for the preservation of white supremacy in Mississippi.

The social, industrial and political conditions existing in Mississippi two years after the close of the civil war can only be properly appreciated by taking a backward view of what had gone before. From 1817 to 1860 Mississippi was a garden for the cultivation of all that was grand in oratory, true in science, and enlightened and profound in law and statesmanship. Those were years of a golden age, an age of chivalry in which she vied with her sister States in the lists of that grand tournament that was to decide the fate of a nation. That period of the State's

history produced a roll too tedious to read of noble spirits, bright wits, and elegant scholars, whose names and deeds are preserved in the records of an admiring people. Mississippi takes special pride in the character of Jefferson Davis, whose name will be forever enshrined in fame's proudest niche, as the representative of Southern honor, chivalry and manhood.

"And he will live on history's page,  
While cycling years shall onward move,  
An victim of a senseless rage,  
Now idol of his people's love;  
When hate is buried in the dust,  
When party strife shall break its spear,  
When truth is free and men are just,  
Then will his epitaph appear."

Mississippi was enriched by the power and ability of George Poindexter, her brilliant governor and United States senator; she points with pride to the executive ability and constructive statsmanship of Robert J. Walker, Polk's great minister of finance, and author of the Walker Tariff Bill; she looks back with wondering admiration to that king of orators and eccentric genius, S. S. Prentiss, who thrilled the American heart with his god-like eloquence; she holds sacred the memory of the gifted and peerless Lamar, who stood, unawed and alone, as defender and protector, in her darkest and most trying hour; and no stone that marks the last resting place of the great of earth can be worthier of the Roman legend:

*"Clarus et vir fortissimus."*

The year 1861 brought ruin and desolation upon the State. The signal gun fired from Fort Sumpter was the beginning of a bloody fratricidal strife, and was the first act in the greatest drama of political and social revolution known to history. That revolution brought political, industrial and financial ruin upon Mississippi. When peace came it found a race of ignorant slaves masters of her political destiny. Then came the days of reconstruction, and of devilish animosity and hate; days when ignor-

ance and vice reigned supreme, and the law of brute force was terribly triumphant. During that time a brave people were condemned to all the suffering and oppression which crime and corruption could invent, and tyranny inflict.

The political party then in power stands before the bar of an intelligent public sentiment of today a confessed and convicted author of the greatest and most criminal mistake of all time. The experiment of negro suffrage was a most stupendous blunder. Under that vicious system society was depressed to a greater degree than could be borne. For ten long years was Mississippi ruled by the adventurer, who filled the mind of the negroes with a spirit of misrule, prejudice and hatred against their former masters. He found a people impoverished by the loss of millions in slave property, and made penniless by a long and protracted war.

The State was turned over as so much prey to the hungriest and cruelist flock of human vultures that ever cursed mankind. and the pathway towards better things was stained with the life blood of her best and noblest. Under such a reign property was insecure. There was open and notorious plunder without the hope of redress. Ignorance, crime and hatred had enthralled the white people of the state. No greater burden has ever been put upon a suffering people, and while it lasted in Mississippi the state was overwhelmed by a horde of ignorant, immoral and degraded vagabonds.

The blighting curse of negro rule was patiently borne by the people of Mississippi until 1875, when a halt was called, and every white man in the State took a solemn oath before high heaven that he would free himself and his posterity from such a disgrace, or die in the attempt. That idea was the battle-cry under which the campaign of 1875 was fought. That campaign was the supreme effort of a brave people to save themselves and their posterity from the blighting ruin of black supremacy. It

was the most remarkable demonstration of courage ever shown to an admiring world; it was the courage that dared death and defied the world in its struggle against infamy and dishonor. The struggle was begun by a well attended mass-meeting of leading men from every county in the State. Lawyers left their books doctors their patients, preachers their sermons, merchants their stores and farmers their fields, and formed themselves into a mighty force for the overthrow of misrule. These brave and determined men met together at the State capitol in Jackson, Jan. 4th, 1875, and organized what is known to history as the Taxpayers' Convention of Mississippi. The convention was called to order by Hon. W. L. Nugent, one of the great lawyers of the Jackson bar. Gen. W. S. Featherston, of Holly Springs, was called to preside over the deliberations of the meeting, and his pure patriotism and great influence gave force to a gathering that was prepared to call the people of the State to arms if need be in defense of their rights and liberties. To Gen. Featherston and Judge Wiley P. Harris all honor is due for the brave stand they took at that time. They were both remarkable men of fearless courage and sound judgement. The labors of the convention resulted in a petition being drawn up for presentation to the legislature setting forth the desperate condition of the State, demanding reform and economy, and appealing to the people to rise up in their might and overthrow their oppressors. An extraordinary increase in taxation was shown to be almost equal to confiscation. The convention of taxpayers claimed and showed conclusively that in 1869 the State levy was 10 cents on the dollar of the assessed value of lands. For the year 1871 it was four times as great and for 1874 fourteen times as great. Such a condition of affairs could only result in general ruin and bankruptcy. After the adjournment of the taxpayers' convention the delegates returned to their homes and organized local taxpayers' leagues in every county in the State. The property-holders determined to reduce taxation or refuse to pay their assessments, and, if necessary, to resist the collection of all taxes for the support of the State government.

A new legislature was to be elected in November, 1875, and the only hope of property holders to save their lands from confiscation was to elect a legislature composed of white men pledged to economy. The Democratic State Convention met in Jackson on August 3d, 1875, and was made up of the best men in every walk of life. Gen. Charles Clark was made chairman. He was an ex-governor of the State and was revered and loved for his patriotic devotion to his adopted State. Hon. L. Q. C. Lamar was a delegate to the convention from Lafayette county, and was the leader in every movement. He made the greatest speech of his life on the floor of the convention, and it served as a bugle call to action to the white people to throw off the ruin and dishonor that threatened them. The campaign was placed under the guidance of Gen. J. Z. George, as chairman of the Democratic State Executive Committee, and such men as Lamar, Walthall, Barksdale, Lowry, Money, Featherston, Singleton and Chalmers took the stump and aroused the people to action. The people laid aside their business for three months and worked for the protection of their homes and for the preservation of free institutions. The popular heart was fired with enthusiasm as never before. Public feeling found utterance in the following resolution that became the slogan of the campaign, and was passed by the people of every county in the State:

*“Resolved, That without equivocation and without mutual reservation, we intend to carry out the principles enunciated in the platform of the Democratic party at Jackson, on the 3d day of August, 1875, and to this we pledge our lives, our fortunes and our most sacred honor.”*

The State executive committee met in Jackson, August 15, and organized for the campaign, and its first act was to issue the ablest and most stirring address that ever came from such a body. The address was prepared by Gen. George, the chairman of the committee, and is a masterpiece of political literature, and closes with this appeal: “In this contest Mississippi expects each of her sons to do his duty; brace up old age to one more



effort, nerve manhood to put forth all its strength, and invite youth to its noblest enthusiasm."

In the very beginning of the campaign it became evident to Governor Ames and the Republican boodlers that the election would result in their defeat. Ames, in his desperation over impending disaster, applied to the Federal government at Washington for United States troops to be used in terrorizing the people on election day. He boldly declared that the death of a few thousand negroes would make sure the success of the Republican party, and did everything in his power to bring about an armed conflict between the two races. Bloody riots occurred at Clinton, Yazoo City and Vicksburg, in which hundreds of negroes were killed. President Grant refused to send Federal troops into Mississippi, and his refusal was based on the report of Mr. C. K. Chase, an agent of the attorney-general of the United States, who had been sent to report on the application of Gov. Ames for troops, his report being that there was no legal excuse for the presence of armed men. The Democratic orators, on every stump in the State, declared that the negro had proven himself unworthy of the right of suffrage, and should be deprived of it. They showed that wherever the negro controlled, depression and ruin were evident on every side. They proclaimed aloud that the honest, intelligent and decent white people should and would control the State. Negro suffrage had been tried for ten years with terrible results. They pointed to the ominous fact that the Southern States were behind in the road for progress, just in proportion to the number of negro voters in each. The right of manhood suffrage was daily denounced as a doctrine that was ruining the State by making it a prey to the worst and most depraved elements of society. Bitter experience had taught that freedom could not, in a moment, transform an ignorant slave into a good citizen. The most dangerous experiment in modern times in government had proved to be a most colossal blunder. The negro had slavishly surrendered his vote to the dictation of a band of petty thieves and plunderers, who were interested in nothing but gain. Where was the State, un-

der such control, that showed even a trace of honest, intelligent government? The appeals to the people were effective. After the most remarkable of political campaigns a legislature, with an overwhelming Democratic majority, was elected. The legislature met in Jackson, January 4, 1876, and organized by the election of Hon. H. M. Street, of Prentiss county, speaker, and Hon. George M. Govan, clerk. It had among its members, such men as W. S. Featherston, W. A. Percy, H. L. Muldrow, W. F. Tucker, W. R. Barksdale, I. T. Blount, J. S. Bailey, J. G. Hall, G. B. Huddleston, G. D. Shands, George H. Lester and Thomas Spight, in the house; and J. M. Stone, R. O. Reynolds, John W. Fewell, R. H. Thompson and T. C. Catchings, in the senate.

At the time the legislature assembled the executive and judicial departments of the government were under the control of the Radical party, made up of and dominated by negroes, disreputable adventures and carpet baggers. Adelbert Ames was seated in the executive chair. At the close of the war he was in Mississippi as a colonel in the Federal army, and after the State government set up by the white people was overthrown by Federal bayonets he was made military governor. After a new constitution was adopted and Mississippi was re-admitted to the Union, Ames was elected by the legislature to represent the State in the United States Senate. James L. Alcorn was his colleague, and fierce conflict arose between the two over the control of the Republican party in the State. Alcorn was a man of admitted ability. He had been a life-long Whig before the war, but became a moderate Republican after its close. When the constitution of 1868 was adopted the military government of Ames gave way and was succeeded by Alcorn as the first governor elected by the people after the new organic law went into force. Gov. Alcorn was a large property holder and really desired the peace and prosperity of the State. His plan was to unite the old followers of the Whig party for the control of the negro element, and save the white people from the ruin that would result from negro control. The new governor was soon found to be in the way

of the negroes and carpet baggers, and he was sent to Washington as a senator of the United States.

Ex-Gov. Robert Lowry thus writes of Alcorn and Ames as Senators from Mississippi, in his history of the State:

“Governors Alcorn and Ames were occupying their seats in the United States Senate. The former, a man of high bearing, wealthy, full of courage, proud and imperious, had a supreme contempt for the pretensions of the latter, and asserted in substance, on the floor, of the Senate, that Ames was a fraud, that his poverty of intellect was only equalled by his arrogant assumption of unauthorized powers; that he was not, and never had been a citizen of Mississippi.”

Ames made the best reply he could, but he was no match in debate for his opponent. The estrangement and breach between them culminated in both declaring themselves candidates for governor of the State. Ames gained the negro support and was elected, and ruled the State with all the autocratic power of a czar. The public scandals of the Ames administration soon became notorious throughout the State, and the legislature stood pledged to a full investigation of all executive acts.

Early in the session a resolution was introduced by Gen. Featherston providing for the appointment of a committee of five to investigate and report whether or not Ames had been guilty of high crimes and misdemeanors in office. The resolution was passed and Speaker Street appointed Gen. Featherston, Gen. Tucker, W. A. Percy, H. L. Muldrow and Fred Parsons. After an investigation, lasting thirty-eight days, the committee made a report recommending that Ames be impeached and removed from office for high crimes and misdemeanors. The report of the committee was adopted by the house, and W. S. Featherston, W. F. Tucker, W. A. Percy, H. L. Muldrow, W. R. Barksdale, and Thomas Spight were appointed managers to conduct the impeachment trial before the bar of the senate. Twenty-one articles of impeachment were presented by the committee.

to the house and adopted. They contained specifications and charges, involving high crimes and misdemeanors in office. The senate proceeded to organize as a high court of impeachment, and summoned Gov. Ames to appear for trial. Chief Justice Simrall, of the Supreme court, appeared in the senate March 16, 1876, and after having the oath administered according to law by Associate Justice Peyton, announced that the trial of Adelbert Ames, governor of Mississippi, for high crimes and misdemeanors in office would begin the next day. It was a time of great excitement in Jackson, and that feeling spread all over the State.

Governor Ames tried every known means in his power to intimidate the legislature. He decided at one time to attempt to disperse the body with Federal troops, but President Grant would not furnish them for such a purpose. The next plan was to collect an army of negroes in Jackson and incite them to riot and bloodshed against the whites, but the cowardice of the negroes prevented its accomplishment. One of the most corrupt and colossal schemes of public robbery ever devised by a band of plunderers was being laid bare to the eyes of an indignant people, and every effort was made by the guilty officials to hush up the investigation of their delinquencies. At the beginning of the investigation the governor and his partners in crime assumed a bold front and defied the legislature to do its worst, but when they found that the investigation was backed by a public opinion that knew no turning, they began to weaken and plead for mercy. It was brought out in the investigation that the State was full of defaulting county treasurers and sheriffs who were partisan friends of the governor, and were allowed to retain their positions. The investigation developed that the office of State Treasurer was being filled by an official who had never given bond for the faithful performance of his duty. It was found to be the custom of the governor to remove judges from the bench when they made decisions against his friends, and one public official the sheriff of a county was removed by force of arms. Ames was employing the same methods that he put in force dur-

ing his right as military governor, and was applying the rules of arbitrary martial law in times of peace. Incompetency and rascality reigned supreme. All legislation had been in the hands of ignorant negroes who for years, were intent upon nothing but public pilfering. On March 29th, 1876, the court of impeachment was opened, and the managers of the House appeared and announced themselves ready for trial. In the meantime Ames had become panic stricken over the certainty of conviction and offered to resign and leave the State if the impeachment articles were withdrawn. The one great object of the trial was to rid the State of Ames and his gang of corrupt officials, and the managers of the proceedings agreed to allow him to resign and the following order was made by the impeachment court: "That articles of impeachment heretofore preferred by the House of Representatives against his Excellency, Adelbert Ames, be and the same are hereby dismissed, in pursuance of the request of the House of Representatives, this day presented by the managers in their behalf." After that order was entered counsel for Ames offered the following from their client:

"EXECUTIVE OFFICE,  
"Jackson, Miss., March 29, 1876.

"To the People of the State of Mississippi:

"I hereby respectfully resign my office of governor of the State of Mississippi."

"ADELBERT AMES."

After the reading of the resignation, Mr. Pryor, attorney for the resigning governor, spoke as follows:

"Mr. Chief Justice and Senators—At the instance of my learned associates, I rise merely to return to the chief justice and the senators the expression of our grave sense of the courtesies and kindness which we have received, both from the learn-

ed chief justice and senators, and especially from our honorable adversaries, the managers on the part of the house.”

By his resignation Ames practically admitted his guilt, and soon after left the State in disgrace. Hon. John Marshall Stone became governor of the State by virtue of his position as president pro tem. of the senate, one day after Ames’ resignation. A better man was never made governor of any State, and with his administration commenced an era of peace and prosperity that continues to this day.



## GLIMPSES OF THE PAST.

BY MRS. HELEN D. BELL

From my youth up "Historical Mississippi" has possessed a never failing charm-- books, papers and manuscripts I have faithfully searched, and my gleaning has brought me sheaves from many a field, where stronger hands have wrought.

I shall leave chronology and statistics to the members of the Association who are more capable of dealing with them, and shall give a few current events that interested our ancestors some sixty years ago.

In one of Irwin Russell's inimitable dialect poems, he makes an old negro preacher say:

"An' when you sees me risin' up to structify in meetin';  
I's just clumb up de knowledge-tree an' done some apple eatin'."

My "knowledge-tree" proved to be an old file of newspapers published from 1836 to 1843.

As far back as 1838 an active interest was taken in Historical Mississippi, and this Association, is not the first to try and preserve records and deeds, facts, traditions and legends of our beloved state.

A Lyceum flourished in the Natchez district, with Mr. Dubuissou as president. A notice of a meeting that was to be held in Washington, Miss., June 2nd, 1838, says: "There is a proposition before the Lyceum to change its name to that of 'The Mississippi Philosophical & Historical Society.' It should be incorporated, as it bids fair to be the nucleous around which the taste and talent of this section of our state may rally."

Besides literature and history, an interest was taken by the



men and women of this period in many other things. Realizing that Mississippi was an agricultural state, they formed an "Agricultural-Horticultural & Botanical Society." and one meeting was held April 28th, 1843, in the Methodist Church in Washington, President B. S. C. Wailes in the chair. There was no public dinner, but every planter had enough along with him to supply a dozen more than his own family. Col. Wailes, Mr. Affleck and many others, we are told, kept open house; Mrs. Shields, Miss Rawling, Miss Newman and Miss Smith were appointed to examine and report on needle-work and other articles of feminine industry. They made their report through Mr. Joseph D. Shields, and awarded prizes to Mrs. Dr. Broome, Mrs. Anna D. Winn, Mrs. Sarah West, Miss Virginia Branch, Miss Eliza Magruder, Miss Julia Cashell, and Miss Mary McCaleb.

The women of the thirties had never heard of the "new woman" yet they were fully alive to their own interest. It is said that when the "married woman's property right" bill was up for discussion in 1839, it was passed mainly through the exertions and influence of Mrs. T. B. J. Hadley, who kept the most popular boarding house in Jackson. She had become enamored of the civil law principle in Louisiana, and was determined to have this statute in our state. How did she accomplish it? From the day that Adam ate the apple, women have had firm convictions as to the best way of bringing men to their "point of view." If any of Mrs. Hadley's boarders opposed this bill, she put them on short rations and they had no comfort until they gave in. By the way, it is believed that our Mississippi Statute on this subject—property rights of married women—was the first which was passed in any state in the Union, which was governed by the principles of common law.

Politics ran high; Whigs and Democrats were ready at all times to give reason for the faith within them, to fight for it, yea, even to die for it at need. But through it all ran an intense loyalty to the state. Prentiss was once on a boat coming to Natchez, when some one remarked that the Governor of Mississippi

was a dog. "Sir," said Mr. Prentiss, rising, "you cannot call the Governor of Mississippi a dog in my presence; it may be that he is a dog, but he is *our* dog."

In 1843, the burning question was the payment of the state bonds issued by the Union & Planters' Bank. Feeling ran high, it was made an issue in the canvass, and the repudiators were successful. Even to this day we are made to feel the sting of that act, which was a blunder,—and Talleyrand tells us that "a blunder is worse than a crime." Many were the reasons given for the nonpayment, and in a speech delivered in 1843, at the Court House in Natchez, Governor Tucker told his audience not to think for a moment that the *real* great seal of the state was affixed to those "fictitious and unconstitutional bonds." The Governor goes on to say that when the time came to affix the great seal, no seal was to be found, so "a Vicksburg artist was employed as a vulcan to forge the seal, which was to make bondsmen of the proud and chivalrous people of Mississippi; he did his best, probably, but as the fates would have it, his eagle turned out to be a buzzard. We cannot but think," goes on the Governor, "that an over-ruling destiny controlled the hiding away of the state seal, so that its broad and honest face should never be seen on a badge of servitude to European note-shavers—and the Union Bank bonds no more have the seal of the state upon them, than the figure of the bond seal looks like an eagle."

On May 28th, 1838, a number of literary and scientific gentlemen, belonging to Natchez and vicinity, went to Selsertown for the purpose of making an excavation in the large Indian Mound, which was evidently a fortress and strong-hold of power in the olden times. The mound is an immense mural pile, with a watch-tower elevated many feet above the level surface of the mound at one side. It had a subterranean or covered way leading to its centre,—the traces of which still remained in 1838. The large mound is most admirably situated for defense, being based on a summit, from which there is a gentle declivity for many hundreds of yards in every direction, commanding a sweeping

view of the horizon. It was said by the oldest inhabitants that when they first settled near the Selsertown mounds, there were traces of great roads more worn by apparent travel than any roads in existence in this part of the State now (1838), leading in different directions from the principal mound. This must have been a great central point of aboriginal power, the great metropolitan and kingly residence of the sun—descended dynasty of the Natchez Kings—a dynasty emblamed in story and song, and descended to us on the wings of legend and romance. The gentlemen were: Rev. Messrs. Charles Tyler and Van Court, Doctors Monette, Merwin, Benbroke, Inge, Hitchcock and Mitchell, Judge Thatcher, Prof. Forshey, C. S. Dubisson, J. A. Van Hosen, Thomas Farrar, Col. B. S. C. Wailes, Maj. J. T. Winn and others.

One of the great orators in 1838, was Rev. J. N. Maffett. He was much in demand for lectures and speeches, and was one of the most extraordinary men of the age. It is said that for imagery, enunciation, intonation and a deep knowledge of the human heart, Mr. Maffett stood without a peer.

About 1843, Mr. Thomas Fletcher, of the Natchez bar, was quite a favorite public speaker. His style was said to be smooth, musical and polished.

Mississippians, in the years that are gone, were as generous and open-hearted as they are today. They gave presents, not valued by dollars and cents, but into which they put time, labor and love, as the following letter proves. It was sent with the cradle to a friend in Charleston, S. C.

“The body or frame of the cradle, is manufactured out of the shell of what we call the snapping turtle, that weighed 135 pounds caught by myself out of my own waters. The railing is constructed out of the horns of bucks, killed with my own rifle by my own hands. The rockers were made from a walnut tree

that grew on my sister's plantation adjoining mine. The spring mattress, or lining, is stuffed with wool from my own sheep. The loose mattress is also filled with domestic wool, manufactured and lined by my own wife. The pillows are filled with feathers from our own wild geese, and have also been manufactured by my own hands, after having been slain by my own steady aim. The pavillion, which you will perceive is to be thrown over the canopy, was fabricated, fitted and contrived by my own right thrifty, ingenious and very industrious 'better half.' Accompanying the cradle is a whistle which was made by a friend residing with me, and out of a tusk of an alligator, slain by my own hand, as well as a fan, made also by the same friend out of the tail of a wild turkey killed by me; accompanying the whole is the hide of a panther, dressed after the fashion of the Chamoise, the animal having been slain by my own hands, and with my trusty rifle. This is for the stranger to loll and roll upon when tired of his cradle."

It is to be hoped that these unique gifts into which the Mississippi planter, his wife, and friend, put hours of love-labor, are today the cherished heir-looms of some old South Carolina family.

So in a minor key I have told of the past. As I read these old files I lived over the lives of our ancestors. I could see the crowds and hear them cheering some favorite speaker—the audiences gathered to hear the words of eloquence from gifted tongues—the Indians stepped for me his "sun dance," I discussed with famous housewives the value of the articles made by deft fingers, and sat with the planter by his fireside, forgetting that "the tender grace of a day that is dead" will never come back.

And may love for Mississippi,—her Past, Present, and Future grow ever in our hearts.

"Mississippi! what bright visions, what pleasant reflections, are associated with thy name! It is the land of flowers,

of beauty, of natural wealth, of chivalry and unbending energy: The nursery of native genius and eloquence; The home of hospitality, the generous and confiding Patron of the unknown and friendless stranger! Thy majestic river, thy broad prairies, thy snow-white fields the very air we breathe—gladdens the heart, enlarge the soul, and stimulate to noble deeds.”

## HISTORIC ADAMS COUNTY

BY GERARD BRANDON, ESQ.

In the dim ages of the past, when our wondrous bluffs emerged from the inland sea which geologists tell us once swept over the alluvial lands of the Mississippi Valley, it would seem that the Great Spirit with special favor smiled upon and blessed that portion of his fair domain which is now embraced within the present limits of "Historic Adams County," as if to make of it an Eden for the Western World.

Perhaps no section of so limited an area has been more productive of the fossil remains of pre-historic animals, or has furnished so much to the collection of the geologist. It was largely from Adams County that Wailes, the geologist, obtained his collection which was afterwards purchased by the University of Louisiana. Mammoth Bayou, just beyond the limits of the City of Natchez, is so called on account of its so often returning to the light, remains of this gigantic animal, and it still continues to render its contributions. Indeed, there is scarcely a creek or water-course in the county that has not, at some time, contributed its share. Here also dwelt pre-historic man, the mound-builder, who has left in Adams County many of the monuments of himself, and notably the celebrated Emerald Mound, near old Selsertown,—one of the largest, loftiest, and most remarkable in the whole Valley of the Mississippi. And so, in later days, when the first of the white race came to this favored spot, they found here in the greatest beauty, abundance, and perfection, all the flora and fauna of the South. Chateaubriand, who during his exile visited the "Natchez Country," found here the inspiration and theme for writings which have made him immortal, and in his "Attala," "Rene," and in his great epic "The Natchez," has given us the impressions made

upon his poetic imagination by the beauties of the landscape. And while the hand of the spoiler, man, has robbed the landscape of so many of its robes of natural beauty, there still remains enough to touch the fancy and impress the mind. We can still view the wondrous "Devil's Punch Bowls," in and just beyond the northern limits of Natchez, which, while the exact reverse of mountain scenery, presents a view almost as wild and grand. The view from our lofty bluffs, of our mighty river, of the green plains of Louisiana beyond, of the sun as he sinks beneath the Western horizon, and of the moon as she silvers the river with her parting beams, are worthy of any painter's brush. The fertile valleys of the St. Catharine and Second creeks still present some remains of their former beauty and fertility, which made the Natchez Country, in its palmy past, the promised land for so many brave and adventurous spirits.

It was in this favored section that lived the celebrated Natchez Indians, whose name is perpetuated in that of our historic city, and who have left behind them a history of which a Spartan would have been proud. Their civilization was higher than that of the surrounding tribes, and their customs and religion were similar to those of the ancient Mexicans. Like the Mexicans, Peruvians, and ancient Persians, their god was the sun, and in the temple built for his worship the priests kept burning, day and night, the sacred fire. To the sun they sacrificed the first fruits of the chase and of war, and sometimes, (as did the Mexicans), offered human sacrifices, even of their own children, to appease their angry deity. They honored their chiefs with the title of "Suns," and their king was the "Great Sun."

Such were the Natchez Indians, as portrayed to us by history and tradition, in the year 1700, when first visited by Iberville, the great French pioneer. The tribe then had about twelve hundred warriors: but, according to their own account, had been much more powerful; being then reduced in numbers

by constant wars with surrounding tribes. So impressed was Iberville by the beauty and natural advantages of the location, that he decided to plant a colony here. This design was not carried into execution however, until June, 1716, when Bienville, the brother of Iberville, built a fort within the present limits of Natchez, and called it "Rosalie." But peaceful relations with the Indians were of short duration, and a few preliminary murders on both sides were followed, in 1723, by the first general outbreak of the Indians. This was quelled by Bienville with characteristic cruelty and severity, which inflamed the fires of hatred and revenge in the breasts of the savages. Nor did the French adopt a policy which might have averted a catastrophe that was soon to come; but persisted in their course of treachery, aggression and oppression.

The Indians finally matured a plot to rid themselves of their enemies by a general massacre. The execution of the design was doubtless hastened by the requirement of Chopart, commandant of Fort Rosalie, that White Apple Village, on Second Creek about twelve miles from Natchez, should be abandoned, so that it, with its surrounding fields, might be converted into a French plantation. On November 28th, 1729, the Indians, by stratagem gained admission into the fort, and the historic massacre began.

The governor general, Perrier, at New Orleans, as soon as the news was received, at once dispatched Chevalier Lubois, with a large force from that city to exterminate the Natchez. After a fierce but indecisive conflict, a truce was arranged, by which the Indians surrendered the prisoners in their hands. During the night the whole tribe crossed to the West of the Mississippi, and entrenched themselves near the junction of the Washita and Little rivers. Thither the vengeance of the French still pursued them, and the destruction of this interesting tribe is a matter of history.

It appears from the statements both of Monette and of Claiborne, in their respective histories, that the forts in which the Indians entrenched themselves, when attacked by Lubois



after the massacre at Fort Rosalie, were near the junction of the St. Catherine creek with the Mississippi river. Both historians unite in stating that after their retreat to the West of the Mississippi, Lubois erected at Natchez near the brow of the bluffs, the terraced Fort Rosalie,—the remains of which were plainly visible when Monette wrote, but which, when Claiborne's history was written, had been largely effaced by the great landslide. But some traces still remain along the front a little distance below the Natchez compress. The name of this second Fort Rosalie, when occupied by the English, was changed to Panmure.

Both Monette and Claiborne clearly state that this second fort was not upon the same site as the original fort of the same name erected by Bienville, and where the massacre took place. Monette states that the first fort was remote from the bluffs, probably near the eastern limits of the city. Claiborne practically confirms him, stating that the original fort was some six hundred and seventy yards from the river. But its exact location is not known. Local tradition, however, erroneously points out the remains of the fort below the compress as those of the fort where the massacre occurred. This error is doubtless the result of confusion in the minds of persons not familiar with the historical facts, and arising from an identity of names. Tradition was certainly of more value years ago, when Monette and Claiborne lived, and they must certainly have had the benefit of it.

With the destruction of the Natchez Indians, the French colony located in their fertile country grew with great rapidity, but without events of more than passing historical interest. But the line of the Latin-French, claiming from the lakes to the gulf, and of the Anglo-Saxon, claiming from ocean to ocean, had crossed, and at the close of the great French and Indian Wars, by the treaty of Paris, Feb. 16th, 1763, the banner of France was lowered at Fort Rosalie, and instead the flag of England floated there, with the name changed to Fort Panmure.

Attracted by the fertility of the country, settlers in great

numbers now began to pour in from Georgia, the Carolinas, and other English colonies. This remote settlement was not subject to the influences of the great American Revolution, and hither came many loyal to the British government, or wishing to be neutral in the war of independence. Consequently a strong English sentiment prevailed here during that period, as evidenced by the attack on Col. Willing, in 1779.

But the English regime was of short duration. War with Spain was begun, and in September, 1779, Galvez captured the British post at Baton Rouge, and in its surrender Fort Panmure was included. But so strong was the British sentiment, that the people of the Natchez district did not quietly submit to a change of rulers, and in 1781, there was a revolt against the Spanish power, which, however, Galvez very promptly suppressed. By the treaty of Paris, in 1783, Great Britain ceded to Spain all of the Floridas south of the 31st., parallel, all north of that line being recognized by her as within the limits of the United States, then acknowledged by her as an independent nation. But, under the British regime, the whole front along the Mississippi River, as far north as the mouth of the Yazoo, had been included in West Florida, and had passed to Spain with the surrender of Baton Rouge, in 1781. Thus being in possession by force of arms the Spaniards were loath to evacuate in favor of the United States, and with characteristic pertinacity retained possession till 1798,—notwithstanding the treaty of 1783, and their recognition of the 31st., parallel as the boundary line by the treaty of Madrid in 1795.

During this period of wrongful possession, Spain dealt with this section as if it were really a Spanish province, plainly indicating her intention not to surrender possession except under duress. These seventeen years form one of the most interesting chapters in the history of Adams County. Roman Catholicism was the state religion, and its church was the centre from which the city of Natchez was laid out. This church was built on the spot where the store of the Natchez Drug Company now stands.

Whilst Protestants were tolerated, they were not free in the practice of their religion. Parson Cloud, the first Episcopal minister in this section, was persecuted and driven away, and many interesting accounts are extant illustrative of the spirit of Spanish bigotry and persecution. That portion of Natchez between the church and the bluffs was reserved for residences of the Spanish grandees,—the English, Irish, and American settlers being assigned to other portions of the town.

There are still to be found here several old houses built during the Spanish regime. They are recognizable from having a low brick basement surmounted by a wooden upper story,—built as if in anticipation of an earthquake,—a combination of residence and fortification. The old Postlethwaite house on Jefferson street is such an one. The Spanish made many grants of land, as though Spain were the lawful sovereign, which grants were, however, afterwards usually recognized by the American authorities when followed by possession. The old Spanish records in the office of the Clerk of our Chancery Court, are a treasure store for the antiquary and historian. These records are not quite complete, a portion having been carried away, (it is said to Havana) by the Spaniard when they evacuated Natchez.

But the United States would recognize no title by adverse possession on Spain to this fair land, and finally began to vigorously assert her rights. About Feb. 24th, 1797, Andrew Elliott arrived at Natchez, accompanied by a sufficient military escorte and clothed with power as commissioner of the United States to meet the representative of Spain, to mark out the 31st parallel as the boundary between the two dominions. He first camped near the present intersection of Wall and Jefferson streets and there hoisted the American flag.

The Spanish governor, Gayoso, resorted to various subterfuges and evasion to delay the fixing of the boundary line and the evacuation of Natchez. It was not till March 29th, 1798, that the Spaniards, after exhausting every excuse for delay, and

under the influence of a popular uprising supported by the military forces of the United States, finally evacuated Fort Panmure. And then they left, not by the light of day, with military honors and with martial music and banners flying; but like thieves, at midnight they stole silently away. It was only after this that Governor Gayoso, from New Orleans, issued commissions to Sir William Dunbar and Capt. Stephen Minor, as commissioners for Spain and in May, 1798, the work of surveying the 31st parallel was begun.

The State of Georgia had all along claimed as her own a large portion of the present State of Mississippi, including what is now the county of Adams. This territory she had organized as the county of Bourbon in 1785, and she attempted alone to assert her rights against Spain. There thus arose a conflict of claims between Georgia and the United States, which was finally adjusted and Mississippi Territory organized by Act of Congress, approved April 7th, 1798.

Natchez was made the first territorial capital, and Winthrop Sargent was appointed the first territorial governor. Sargent, by proclamation, on April 2nd, 1799, formed the Natchez District into the two counties of Adams and Pickering,—the latter name being afterwards changed to Jefferson.

Under the new regime, population and wealth increased with amazing rapidity. Treaties were made with the Indian tribes, and great public roads were opened up,—notably the Indian trail known as the 'Natchez and Nashville Trace.' This was the great government mail and overland stage route from New Orleans to the North and East, in the early days before steamboats plied the water or railroads traversed the land. As a natural consequence it was infested in the vicinity of Natchez by daring highwaymen, noted among whom were the celebrated Mason and Murrel,—heroes of bloody deeds that would have made Dick Turpin pale with envy.

Along this route, at six mile intervals, were relay stations

for change of horses and for refreshments. The first of these was the old town of Washington,—now a veritable deserted village. This town was laid out and named by Ellicott, who, during the delays incident to the evacuation of Natchez by the Spaniards had removed his camp hither to the banks of the St. Catherine creek. He camped by a beautiful spring that still bears his name, and which is now within the grounds of Jefferson College. Many years ago it was arched over, and a bath-house was supplied with its crystal water. But even the ruins of this have all disappeared. The old town of Washington almost rivals Natchez in its historic associations. Here in 1803 was founded Jefferson College,—the oldest endowed institution in the Southwest, and from whence such men as A. Gratz Brown and Jefferson Davis were sent forth to fight the battles of life. Here also was the celebrated Elizabeth Academy for girls. The old building was destroyed by fire nearly twenty years ago, but its brick walls are still standing.

Washington was made the territorial capital of Mississippi by act of the legislature on Feb. 1st, 1802. Within my memory the old brick church (founded by the celebrated Lorenzo Dow), and which was also used as the state-house, and in which the constitutional convention of 1817 was held, was still standing, just within and to the right of the entrance to the campus of Jefferson College. The ruins were sold for old brick, and thus this interesting relic passed away. It was in this building that the preliminary investigation of the charges against Aaron Burr was held. He was arrested in January, 1807, near the mouth of Coles creek, some twenty miles above Natchez, brought to Washington, and released on bond (which he broke), with Lyman Harding and Benijah Osmun as sureties. The room occupied by him is still pointed out in the old Osmun residence on the "Windy Hill" plantation, now owned by Miss E. B. Stanton. It is about five miles from Natchez.

In its day, the town of Washington was a veritable literary centre,—no doubt due to the influence of Jefferson College and of the Mississippi Society. Monette, the historian, and

Wailles, the geologist, lived, died and are buried here, and their old homes still remain. Ingraham, the author of the "Pillar of Fire," at one time was a professor in Jefferson College. A few miles distant was the home of Claiborne, the historian, the rival and compeer of Prentiss.

At Washington Andrew Jackson was encamped in 1813, when he disobeyed the order to there muster out his soldiers, and instead of doing so, marched them back to Tennessee for the purpose. And here, a few days later, were brought some of the British prisoners captured at the great battle of New Orleans. Two miles from Washington was the home of General Felix Huston. Within its limits is the grave of Judge Thomas Rodney.

In the early days, before the institution of slavery had assumed its subsequent gigantic proportions, resulting in the concentration of great landed estates in the hands of a few wealthy slave-owners, Adams county was divided into a great number of small farms, owned by white settlers. This is evidenced by a study of the titles of the great plantations, the records showing them to consist of consolidated farms, in many instances. This is further evidenced by the great number of private burying rounds scattered throughout the county adjacent to Natchez and Washington, in which are found tombs with inscriptions often a century old, and names without a living representative here.

But if slavery produced decadence in one way, it produced growth in another. Adams county, and especially the suburbs of the city of Natchez, became the home of wealthy families, owning broad acres, not only in this but in many other counties, and in the neighboring State of Louisiana. The beautiful description by Mrs. Hemans, of "The Stately Homes of England," would have applied almost without change to the ancestral residences occupied in ante-bellum days, by veritable lords of the manor, surrounded by all the luxury and refinement which wealth and slavery could produce. Some of these relics of an unforgotten

past, still remain, such as "Elmscourt," "Gloster," "Llangol-lin," "Longwood," "Auburn," "Inglewood," "Monmouth," "Melrose," "Arlington," "Somerset," "Oakland," "Man-teigne," "Richmond," "Devereux," "Concord," "Sweet-Au-burn," "Brandon-Hall," "Selma," "Green-field," "Coven-try," "The Forest," and others. Many more have been destroyed by the fire-fiend, and only ruins now remain. "The Forest" the home of Sir William Dunbar, and "Selma," the original residence of the Brandon family, were indigo plantations, in the days before cotton was king. "Concord" is of special interest, as an old Spanish house, and the residence of Governor Gayoso.

However, with the rapid increase in the population of the other portions of Mississippi, the controlling influence at first exercised by Adams County gradually disappeared. This was further affected by the jealousy of our wealthy land owners which was felt by the inhabitants of the newer and poorer interior counties. Finally by Act of Nov. 28th, 1820, the General Assembly gave to the present city of Jackson its name in honor of our great Democratic warrior and statesman, and made it the future capital of our State.

Thus the sceptre departed from Adams County; and while she has ever maintained a position in the State of which her citizens are proud, yet from this time she has ceased to be the political centre of Mississippi, and the place where its history is made.

Yet hither must Mississippians ever come, as to the cradle in which the infant State was rocked. Hither will pilgrims journey to visit our historic shrines and to drink from the primal springs of a glorious past.

The immortal Prentiss won his first laurels here; and here his ashes rest (side by side with those of Governor Sargent); while in our city cemetery sleep Judge Joseph D. Shields, his pupil and biographer, and the historian Claiborne, his great

political antagonist. Vidal, the last governor of despotic Spain in Louisiana, here sleeps his last sleep in the land of the free; as does also Alvarez Fisk, the benefactor of the schools and libraries of both Natchez and New Orleans.

Upon the rolls of our distinguished dead, besides those already mentioned, are the names of Thomas B. Reed, Edward Turner, Gerard C. Brandon, Christopher Rankin, Cowles Mead, Wm. B. Shields, S. S. Boyd, John A. Quitman, John T. McMurren, Robert J. Walker, Anthony Hutchins, George Poindexter, Lyman Harding, W. C. C. Claiborne, Adam L. Bingaman, Dr. Cartwright. Dr. Duncan, Dr. Jenkins, John I. Guion, Andrew Marschalk, and many others.

But it is not her public or professional men alone, who have made the Historic Adams County of the past. "Her merchants were princes," in the olden time, when ships from the ocean were moored at the wharves of Natchez, bringing and taking in exchange the treasures of the old world and the new. Here one of the first cotton compresses was established. The old Mississippi Railroad, built in 1836, but completed only as far as Hamburg, was the earliest in the South and one of the oldest in the Union. Its old road-bed and massive embankments still remain,—monuments of the enterprise of our forefathers.

Thus, even after her political supremacy had departed, Natchez still remained the financial and commercial centre of this State. But the great financial panic of 1836 and 1837 came, and like a cyclone swept our prosperity away. This was followed by the terrible tornado of May 7th, 1840, which laid our city in ruins, and numbered its victims by the hundred, and which is even yet recalled with dread upon each recurrence of its anniversary.

I have thus endeavored to present, in epitome, an outline of the the history of Adams County, from its earliest settlement, to within times too recent to require research by the historian.



I have endeavored likewise to indicate a few of the most interesting spots which may be visited by the student of history coming into our midst.

## THE HISTORICAL OPPORTUNITY OF MISSISSIPPI

BY R. W. JONES, LL. D.

A writer truly and forcibly says that Americans have been much readier to do great deeds than to record them—to make those signal achievements that are worthy of remembrance than to be troubled with the tediousness of writing them. If this is true anywhere, it has in the past been unquestionably true of Southern people and Mississippians.

In a recent number of the *American Historical Review*, Albert Bushnell Hart discussed the "Historical Opportunity of America"; and this led me to think of the Historical Opportunity of Mississippi.

If anything great and systematic in the line of historical research and production is to be done in Mississippi we must have organization. The State Historical Society must have local co-operation; this can be best effected by Auxiliary Historical Societies co-operating with the Central Organization.<sup>1</sup> The local Society is the natural centre of historical activity. We are highly gratified to report a decided revival of interest in history-writing since the organization of our State Society; at least there has been a revival as far as the production of monographs and brief biographies.

The following suggestions are presented with a hope that they will promote still further the historical work in the State:

1.—The educated young ladies of a locality can be interested in the finding, classifying, and development of historical material; the advanced pupils of High Schools and Colleges can be induced to prepare monographs as a part of their literary work, and all this material should be carefully calendared. We find

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<sup>1</sup> For the general plan of such organizations, see "Suggestions to Local Historians" in the *Publication of the Mississippi Historical Society for 1898*.— *Editor*.

as a general rule that the editors and proprietors of our newspapers are among the most public spirited of our citizens; they will gladly publish all local material of historical interest. In this way duplicate printed copies of all local material can be easily had and copies furnished for the archives and publications of the Mississippi Historical Society.

2.—An important auxiliary to history is picture-making. Experts with the Camera and amateur 'Kodakers' can facilitate greatly the work of the historian by making and cataloguing pictures of important objects and persons and depositing them in the archives of the local Society and of the State Society, so that the future historian who may not be able to visit the localities may yet have satisfactory knowledge of them. By these means and others we will cultivate a spirit that actively fosters history; we will cause search to be made for old Manuscripts, for files of old papers and every thing that will throw light on our past history. As the author, previously referred to, states, valuable manuscripts ought as naturally and as readily to find their way to the archives of history as the meteorite reaches the Mineralogical Museum.

3.—In the past history of Mississippi, a great many very valuable papers have been lost and destroyed because there was no known, safe depository for them. It need not be so any longer, as the State Historical Society has safe depositories. If we will all search for old historical material, write up facts and incidents of importance that have come under our observation, or otherwise to our knowledge, we will be doing a work creditable to our own names and we shall make possible the writing of a history that will represent in truthful aspect that noble race of Southerners to which we are proud to belong, and we shall show to the world the kindliness of those domestic institutions under which have grown up the fairest and most attractive women who ever graced human homes and the highest refinement and honor that have taken up abode among men.

4.—I have already referred to the public spirit of the press,

to the important service it has rendered to our cause and the confidence with which we can continue to rely upon its co-operation. In addition, we *need* a fund for printing the Society's transactions and those important articles which receive the Society's endorsement. The State Legislature would do well to make an annual appropriation of a few hundred dollars to cover the cost of such publications and thus encourage the interest and pride of its citizens in that history which so intimately concerns them and their ancestors. Other states have set us a worthy example in this important matter. We hope the next legislature will give this matter favorable consideration.

5.—The marking of historical sights and buildings with marble or bronze, bearing appropriate inscriptions is a matter of the liveliest importance. To some this may seem needless, but the more we study and observe it the more we are convinced of its educational and patriotic value.

One who goes to England and Scotland, and notes in their great cities such as London and Edinburg the numerous monuments, mural tablets and other devices which commemorate events and characters and deeds will understand better than ever why the Englishman and Scotchman each is proud of his race, his government, his country.

In 1896, I visited the old town of Portsmouth, Va., and as I passed along the main street I saw a marble slab inserted flush with the pavement, and it told that on that spot the honored and loved Lafayette stood when he revisited the old Commonwealth and received the grateful greetings of a people for whom he had put his life into the perils of war.

The preservation of historical buildings and grounds and the devotion of them to public and patriotic uses is of the same character and importance.

The Ladies Association, aided by the eloquence of Edward Everett, purchased Mt. Vernon and donated it to the sacred purposes of patriotism. The preservation of the old church at Williamsburg, Va., of Independence Hall in Philadelphia, of

Monticello as Jefferson left it—all these and other things of like character not only keep alive our interest in the great events of the past but sustain and justify our civic pride.

Is there nothing of this kind in Mississippi that is worthy of loving care and devotion to public use? Upon the extreme southern border of the State, where the Magnolia blooms in its native perfection, where the crested waves of the gulf work the sunbeams and the moon's silvery sheen into forms of laughing beauty that suggest the noble womanly character of the wife and the "daughter of the Confederacy," where the roaring sea, that cannot be hushed, tells of the unconquerable spirit of devotion to our people and their cause, that stood erect amid all the indignities and wrongs put upon it by a vindictive and cruel foe; here we have Beauvoir that is worthy of the care of all Mississippians, of all Southerners, nay of all American patriots. This property suitably marked, will furnish one of the grandest of object lessons, pointing to a man who bravely fought for his country on foreign soil, who stood as an embodiment of incorruptible principle and splendid ability on the floor of the United States Senate and who headed a great popular movement which produced the most philosophic, as well as the most thrilling period of the history of this country and who shows us how a great man can maintain his manliness and command respect and admiration even in defeat and direst disaster.

Let us cultivate the spirit of history. Every intelligent citizen of our State should take an interest in the Mississippi State Historical Society and actively promote its objects. Let local Societies be formed and enthusiasm in their work be engendered; let every item of historic interest be put in typewritten or printed form and let copies be sent to the Secretary of the Mississippi State Historical Society and other copies lodged with the local Society. Let us be careful to mark and preserve every object of historic interest and to emphasize its value. Thus we shall show that we are justly proud of our race, our State and the achievements of our ancestors.

## NANIH WAIYA, THE SACRED MOUND OF THE CHOCTAWS.

BY H. S. HALBERT.

As Nanih Waiya is so often referred to in the folklore and traditions of the Choctaws, the writer of this paper has deemed it not amiss to give some account of this noted mound and, in connection therewith, some of the legends with which it is inseparably associated.

Nanih Waiya is situated on the west side of Nanih Waiya Creek, about fifty yards from it, in the southern part of Winston County, and about four hundred yards from the Neshoba County line. The mound is oblong in shape, lying northwest and southeast, and about forty feet in height. Its base covers about an acre. Its summit, which is flat, has an area of one-fourth of an acre. The mound stands on the southeastern edge of a circular rampart, which is about a mile and a half in circumference. In using the word "circular," reference is made to the original form of the rampart, about one-half of which is utterly obliterated by the plow, leaving only a semi-circle. This rampart is not or rather was not, a continuous circle, so to speak, as it has along at intervals, a number of vacant places or gaps, ranging from twenty to fifty yards wide. According to Indian tradition, there were originally eighteen parts or sections of the rampart, with the same number of gaps. Ten of these section still remain, ranging from fifty to one hundred and fifty yards in length. All the sections near the mound have long since been leveled by the plow, and in other places some of the sections have been much reduced. But on the north, where the rampart traverses a primeval forest it is still five feet high and twenty feet broad at the base. The process of obliteration has been very great since 1877,

when the writer first saw Nanih Waiya. Some of the sections that could then be clearly traced in the field on the west have now utterly disappeared. About two hundred and fifty yards north of Nanih Waiya is a small mound, evidently a burial mound, as can be safely stated from the numerous fragments of human bones that have been exhumed from it by the plow and the hoe. The great number of stone relics, mostly broken, scattered for hundreds of yards around Nanih Waiya, shows that it was the site of pre-historic habitations. In addition to this, the bullets and other relics of European manufacture evidence the continuity of occupancy down within the historic period. The magnitude of these ancient works—the mound and the rampart—together with the legendary traditions connected with them, leads one irresistibly to the conviction that this locality was the great center of the Choctaw population during the pre-historic period. It should here be sated that the symmetry of the mound has been somewhat marred by a tunnel which was cut into it in the summer of 1896 by some *treasure-seekers*, who vainly hoped to unearth some wonderful bonanza from out the deep bosom of Nanih Waiya.

The name Nanih Waiya signifies Bending Hill. *Warrior*, the absurd spelling and pronunciation should be repudiated by the map and the history maker. The adjective *Waiya* signifies "bending," leaning over," but it is difficult to see the appropriateness of the term as applied to the mound. According to the conjecture of the writer, the term was originally applied to the circular rampart, which the Choctaws may have considered a kind of *bending hill*. And in process of time the name could have become so extended as to be applied to the mound and rampart conjointly, and ultimately restricted to the mound alone, as is now the case in popular usage

According to the classification of the archæologists, Nanih Waiya is a pyramidal mound, which kind of mounds is found almost exclusively in the Gulf States. The chroniclers of De Soto's expedition speak constantly of the mounds, and of these

writers, Garcilaso de la Vega tells us exactly how and why they were made. According to his statement, in building a town, the natives first erected a mound two or three pikes in height, the summit of which was made large enough for twelve, fifteen or twenty houses to lodge the cacique and his attendants. At the foot of the mound was laid off the public square, which was proportioned to the size of the town. Around the square the leading men had their houses, whilst the cabins of the common people stood around the other side of the mound. From the "lay" of the land, the writer is satisfied that the public square at Nanìh Waiya was on the north, between the mound and the small burial mound. In regard to the rampart, it was, no doubt, surmounted by palisades, as De Soto's writers particularly describe the palisaded walls, which surrounded the Indian towns. As to the gaps in the rampart, the writer is convinced that these gaps were left designedly as places for the erection of wooden forts or towers. as additional protections to the town. The Knight of Elvas describes the town of Pachaha as being "very great, walled, and beset with towers, and many loop-holes were in the towers and the wall." La Vega mentions the towers made at intervals of fifty paces apart in the stockade wall of Maubila, each tower capable of holding eight men. Dupratz describing the circular stockade forts which he had seen among the Southern Indians, expressly states that "at every forty paces a circular tower juts out." Other statements from early writers could be given showing that wooden towers were built along at intervals in the stockade walls that surrounded the ancient towns of the Southern Indians. These statements, no doubt, give us the correct solution to the mystery of the gaps in the earthen rampart at Nanìh Waiya.

While there can be no doubt but Nanìh Waiya was the residence of the cacique and his attendants, in accordance with the statements of La Vega, other statements induce the belief that the summit of this mound was sometimes used as a place of sun-worship. Sun-worship, it should here be especially noted, was not performed as an isolated ceremony, so to speak, but came



in as part of the programme in the transaction of all tribal business, both civil and military. The Choctaws were sun-worshippers, as were all the other branches of the Choctaw-Muscogee family. They regarded the sun as the type or essence of the Great Spirit. And as the Sun, or rather Sun-God, warms, animates and vivifies everything, he is the Master or Father of Life, or, to use the Choctaw expression, "*Aba Inki*," "the Father above." In like manner, according to their belief, as everything here below came originally from the earth, she is the mother of creation. Sun-worship, it may here be stated, prevailed to some extent, though in a much attenuated form, as late as seventy years ago among the Choctaws, as is evidenced by the actions of the Choctaws of that day during an eclipse of the sun. Even at the present day some faint traces of this sun-worship may be seen in the antics of a Choctaw prophet at a ball play. The chroniclers of De Soto's expedition give us frequent hints as to the prevalence of sun-worship among the Indian tribes of the countries which the Spanish army traversed. Two centuries later, William Bartram, in his description of the Creek rotunda, which was erected upon an artificial mound, gives an elaborate account of the ceremonies in the rotunda connected with partaking of the black drink. He states that the chief first puffed a few whiffs from the sacred pipe, blowing the whiffs ceremoniously upward towards the sun, or, as it was generally supposed, to the Great Spirit, and then puffing the smoke from the pipe towards the four cardinal points. The pipe was then carried to different persons and smoked by them in turn.

Imagination, perhaps, would not err, if going back a few centuries, we could depict scenes similar to this as often enacted upon the flat summit of Nanih Waiya. And, perhaps, the superstitious reverence which the Choctaws have ever manifested towards this mound may be a dim traditionary reminiscence of its once having been a great tribal center of solar worship. The aboriginal mind, in sun-worship, from viewing the sun as the Father of Life, as without the light and warmth of the sun nothing would spring into existence, no doubt instinctively turn-

ed to the earth as the Mother of Creation. If there was a father there must be a mother. In the course of time, what more natural that the pre-historic villagers living at the base of Nanah Waiya, with its tremendous pile ever looming up before their eyes, should finally come to regard it as the mother of their race. As far back as history and tradition run, Nanah Waiya has ever thus been regarded by the untutored Choctaws of Mississippi. During the various emigrations from the State, many Choctaws declared that they would never go west and abandon their mother; and that just as long as Nanah Waiya stood, they intended to stay and live in the land of their nativity.

There is another evidence that Nanah Waiya was a great national center during the pre-historic period. The ravages of civilization have still spared some traces of two broad, deeply worn roads or highways connected with the mound, in which now stand large oak trees. The remnant of one of these highways, several hundred yards long, can be seen on the east side of the creek, running toward the southeast. The other is on the west side of the creek, the traces nearest the mound being at the northeastern part of the rampart, thence running towards the north. Many years ago this latter road was traced by an old citizen of Winston county full twenty miles to the north until it was lost in Noxubee swamp, in the northeastern part of Winston County. These are the sole traces of the many highways, that no doubt, in pre-historic times, centered at Nanah Waiya.

Nanah Waiya is a prominent feature in the migration legend of the Choctaws, of which there are several versions. While the versions all agree, to some extent, in their main features, as the immigration from the west or northwest, the prophet and his sacred pole, and the final settlement at Nanah Waiya, there is still much diversity in the respective narratives in regard to the details and other minutiae. The most circumstantial narrative is that of the Rev. Alfred Wright, published in an issue of the *Missionary Herald* of 1828. The version given in Colonel Claiborne's "*Mississippi*," pages 483, 484, is a very unsatisfactory

version. The writer of this paper wrote this version in 1877, and sent it to Colonel Claiborne, who inserted it in his history. It was taken down from the lips of Mr. Jack Henry, an old citizen of Okitibbeha County, he stating that he had received it in early life from an Irishman, who had once lived among the Choctaws and who had heard the legend from an old Choctaw woman. As will be seen, the legend was transmitted through several memories and mouths before being finally recorded in printer's ink. It came not direct from Choctaw lips, and no doubt, was unconsciously colored, or its details imperfectly remembered in its transmission through the memories of the two white men. The version which is given below came direct from the lips of the Rev. Peter Folsom, a Choctaw from the nation west, who was employed in 1882 by the Baptists of Mississippi to labor as a missionary among the Mississippi Choctaws. Mr. Folsom stated that soon after finishing his education in Kentucky, one day in 1833, he visited Nanih Waiya with his father and while at the mound his father related to him the migration legend of his people, which according to Mr. Folsom, runs as follows:

In ancient days the ancestors of the Choctaws and the Chickasaws lived in a far western country, under the rule of two brothers, named Chahta and Chikasa. In process of time, their population becoming very numerous, they found it difficult to procure substance in that land. Their prophets thereupon announced that far to the east was a country of fertile soil and full of game, where they could live in ease and plenty. The entire population resolved to make a journey eastward in search of that happy land. In order more easily to procure subsistence on their route, the people marched in several divisions of a day's journey apart. A great prophet marched at their head, bearing a pole, which, on camping at the close of each day, he planted erect in the earth, in front of the camp. Every morning the pole was always seen leaning in the direction they were to travel that day. After the lapse of many moons, they arrived one day at Nanih Waiya. The prophet planted his pole at the base of the mound. The next morning the pole was seen standing erect and

stationary. This was interpreted as an omen from the Great Spirit that the long sought-for land was at last found. It so happened, the very day that the party camped at Nanih Waiya that a party under Chikasa crossed the creek and camped on its east side. That night a great rain fell, and it rained several days. In consequence of this all the low lands were inundated, and Nanih Waiya Creek and other tributaries of Pearl River were rendered impassable.

After the subsidence of the waters, messengers were sent across the creek to bid Chikasa's party return, as the oracular pole had proclaimed that the long sought-for land was found and the mound was the center of the land. Chikasa's party, however, regardless of the weather, had proceeded on their journey, and the rain having washed all traces of their march from off the grass, the messengers were unable to follow them up and so returned to camp. Meanwhile, the other divisions in the rear arrived at Nanih Waiya, and learned that here was the center of their new home, their long pilgrimage was at last finished. Chikasa's party, after their separation from their brethren under Chahta, moved on to the Tombigbee, and eventually became a separate nationality. In this way the Choctaws and the Chickasaws became two separate, though kindred nations.

Such is Mr. Folsom's version of the Choctaw migration legend. This national legend is now utterly forgotten by the modern Choctaws living in Mississippi. All, however, look upon Nanih Waiya as the birthplace and cradle of their race. She is "ishki chito," "the great mother." In the very center of the mound, they say, ages ago, the Great Spirit created the first Choctaws, and through a hole or cave, they crawled forth into the light of day. Some say that only one pair was created, but others say that many pairs were created. Old Hopahkitubbe (Hopakitobi), who died several years ago in Neshoba County, was wont to say that after coming forth from the mound, the freshly-made Choctaws were very wet and moist, and that the

Great Spirit stacked them along on the rampart, as on a clothes line, so that the sun could dry them.

Soon after the creation, the Great Spirit divided the Choctaws into two "iksa," the "Kashapa Okla," and the "Okla in in Holahta," or "Hattak in Holahta." Stationing one iksa on the north and the other on the west side of the sacred mound, the Great Spirit then gave them the law of marriage which they were forever to keep inviolate. This law was that children were to belong to the iksa of their mother, and that one must always marry into the opposite iksa. By this law a man belonging to the Kashapa Okla must marry a woman of the Okla in Holahta. The children of this marriage belong, of course, to the iksa of their mother, and whenever they marry it must be into the opposite iksa. In like manner a man belonging to the Okla in Holahta must marry a woman of the Kashapa Okla, and the children of this marriage from Kashapa Okla must marry into the Okla in Holahta. Such was the Choctaw law of marriage, given, they say, by Divine authority at Nanih Waiya just after the creation of their race. The iksa lived promiscuously throughout the nation, but as every one knew to which iksa he belonged, no matrimonial mistake could possibly occur. This iksa division of the Choctaws still exists in Mississippi, but is slowly dying out under the influence of Christianity, education, and other results of contact with the white race.

The Choctaws, after their creation lived for a long time upon the spontaneous productions of the earth until at last maize was discovered, as they say, on the south side of Bogue Chito, a few miles distant from Nanih Waiya. There are several versions of the corn-finding myth, in all of which a crow and a child are main factors. Some of the versions state particularly that the crow came from the south, "Oka mahli imma minti tok." Other versions are silent on this point. The version here given is a translation by the writer of a version which was written

down for him in the Choctaw language by Ilaishtubbee (Ilaish-tobi, a Six Towns Indian. It is as follows:

A long time ago it thus happened. In the very beginning a crow got a single grain of corn from across the great water, brought it to this country and gave it to an orphan child, who was playing in the yard. The child named it *tauchi*, (corn). He planted it in the yard. When the corn was growing up, the child's elders merely had it swept around. But the child, wishing to have his own way, hoed it hilled it, and laid it by. When this single grain of corn grew up and matured, it made two ears of corn. And in this way the ancestors of the Choctaws discovered corn.

"The great water" referred to in the above myth is the Gulf of Mexico. "Okachito," "great water," is the term invariably applied by the Mississippi Choctaws to the Gulf. If there are any traces of historic truth in the myth, we may infer that it contains a tradition of the introduction of corn into the Choctaw country across the Gulf of Mexico, from South America or from the West Indies. Professor J. W. Harshberger, in his monograph on the nativity and distribution of maize concludes that its earliest home was in Central America, whence it spread north and south over the continents of America. In his map in which he gives the lines of travel by which maize was distributed, he has two lines in South America. One of these lines extends southward between the Andes and the Pacific as far down as Chili. The second line, after leaving the Isthmus of Panama, goes eastward along the north coast of South America until it enters Venezuela. From Venezuela, it goes to the West Indies and from the West Indies to Florida. This line of maize distribution harmonizes with the Choctaw tradition embodied in the myth that maize came into the Choctaw country from across "the great water," that is, from across the Gulf of Mexico. We learn from the early Spanish writers that there was intercommunication between the natives of Cuba and those of Florida. This being the case, corn could have been introduced among the pre-historic peoples of

the Gulf states, across the Gulf, directly or indirectly from South America. To add completeness to the matter, according to Professor Harshberger's map, maize was introduced among the ancient peoples of the States lying north of the Gulf States by a line of distribution running from northern Mexico. It may be still further added that maize was certainly introduced into the Gulf States and into the Mississippi Valley before the beginning of the mound-building era, for only a sedentary agricultural people were capable of building the mounds.

Returning from this digression, the question may be asked, when was Nanih Waiya built, who were its builders, and how long was it in building? As to the last question, it would be a moderate estimate to say that it would take two Irishmen, equipped with spades and wheelbarrows, full ten years of constant toil to build Nanih Waiya and its rampart. The evidence shows that the earth used in making the mound was carried at least one hundred yards—an additional amount of toil that must be taken into consideration in making an estimate of the time consumed in building Nanih Waiya. Furthermore, it can be safely stated that the two supposed Irishmen could accomplish as much in one hour in the way of dirt-piling as three pre-historic natives with their rude tools of wood and stone, and baskets or skins for carrying the earth, could accomplish in one day. Nanih Waiya then must have been a long time in building. There must have been frequent interruptions of work to allow its builders time to raise crops, or in some manner to procure their supplies of food. The probabilities are, that while the work of building the rampart and the towers was carried on continuously until they were completed, so as to have the people of the place well protected from their foes, the work of building the mound was a gradual one. A small or moderate sized mound may first have, been built for the cacique and his attendants. In course of time, perhaps by his successor, the mound may have been made larger and higher, each succeeding cacique adding to its size until it

attained its present dimensions. In short, the mound may have been the successive work of two or three generations.

As to the builders of Nanĭh Waiya, all the evidence shows that they were Choctaws. There is no evidence that any race preceded the Choctaws in the occupancy of Central Mississippi. And it is not at all probable that the Choctaws would have held this mound in such excessive reverence if it had been built by an unknown or alien race.

During the decadence of the mound-building custom, the mounds were gradually made smaller and many of these small mounds reveal relics of European manufacture, thus giving indisputable evidence of their modern age. From these facts it can be safely assumed that the larger the mound, the greater, presumably, is its antiquity. Nanĭh Waiya then, being the largest mound in Central Mississippi, may possibly date back to about fifteen hundred years ago, as the fifth century is given by the archæologists as the beginning of the mound-building age, which age lasted about one thousand years. It may be sufficient to say that Nanĭh Waiya is very old and was built by the Choctaws themselves, or possibly, granting it a very remote antiquity, by the primordial stock, from which, by subsequent differentiation, the various branches of the Choctaw-Muscogee family were formed.

In regard to the modern history of the mound, one event may be placed on record. At some time in 1828, at the instance by Colonel Greenwood Leflore, a great national council of the Choctaws convened at Nanĭh Waiya. The object of this council was the making of new laws so as to place the Choctaws more in harmony with the requirements of modern civilization. On this occasion severe laws were enacted against drunkenness and against the practice of executing women as witches. This assembly is remarkable as being the only known national Indian council held at Nanĭh Waiya within the historic period. How many



Indian councils similar to this the mound may have witnessed in the pre-historic past can never be known.

This imperfect sketch of the Choctaw sacred mound is brought to a close with a hope, that, as long as Mississippi stands, so long may Nanih Waiya stand, steadfast and immovable, the greatest of Mississippi's pre-historic monuments.

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