By Mr. O'Neill: The memorial of the American Philosophical Society of Philadelphia, Pennsylvania, praying action for proper examinations upon the coast and within the Territory of Alaska.

By Mr. Delos R. Ashley: The resolutions of citizens of Nevada, relative to the protection of naturalized citizens.

Ordered, That said memorial and resolutions, &c., be referred to the Committee on Foreign Affairs.

By Mr. Laflin: The petition of J. A. Shearman and others, of the State of New York, praying for a reduction of the taxes.

By Mr. Robertson: A petition of similar import.

By Mr. Samuel Hooper: The petition of builders, owners, and shippers, of Boston, Massachusetts, praying Congress to remit duties on all articles used in building vessels.

Also, the petition of distillers, importers, and exporters of Boston, Massachusetts, praying for passage of a law to allow export of liquors.

By Mr. Griswold: The remonstrance of cigar manufacturers of the fifteenth congressional district of New York, against placing stamps on cigars.

By Mr. Mercier: The petition of the citizens of Danville, State of Pennsylvania, relative to the reduction of the taxes, and the navy and the army.

Ordered, That the said petitions, &c., be referred to the Committee of Ways and Means.

By Mr. Donnelly: The memorial of the legislature of Minnesota, relative to the Northern Pacific railroad; which was referred to the Committee on the Pacific Railroad.

By Mr. Pike: The protest of the officers of Maine regiments, relative to commutation of servants' pay; which was referred to the Committee on Military Affairs.

By Mr. Randall: The petition of bookbinders of Philadelphia, Pennsylvania, against international copyright bill; which was referred to the Committee on the Library.

By Mr. Windom: The concurrent resolution of the legislature of the State of Minnesota, relative to the protection of American citizens in foreign countries; which was referred to the Committee on Foreign Affairs.

A message from the Senate, by Mr. Forney, their Secretary:

Mr. Speaker: The Senate have passed a bill of the House of the following title, viz:

H. R. 368. Authorizing the sale of an unoccupied military site at Waterford, Pennsylvania; without amendment.

The Senate have indefinitely postponed a joint resolution (H. Res. 42) authorizing the employment of Brevet Brigadier General Seth Eastman on special service.

The President of the United States has notified the Senate that he did, on the 28th instant, approve and sign a joint resolution of the following title, viz:

S. Res. 114. A resolution directing that the government of Great Britain be supplied with certain volumes of the Narrative of the Exploring Expedition.

The House, in pursuance of the resolution of the House of Tuesday last, then resolved itself into a Committee of the Whole on the articles of impeachment of the President of the United States; and after some time spent therein, the Speaker resumed the chair, and Mr. Dawes reported that the committee having had under consideration the said articles of impeachment, had directed him to report the same with an amendment in the nature of a substitute therefor.

The House then proceeded to the consideration of the said articles;

When

The said amendment was agreed to.

The question then recurring on the said articles as amended,
The first article was read as follows, viz:

ARTICLE I. That said Andrew Johnson, President of the United States, on the twenty-first day of February, in the year of our Lord one thousand eight hundred and sixty-eight, at Washington, in the District of Columbia, unmindful of the high duties of his office, of his oath of office, and of the requirement of the Constitution that he should take care that the laws be faithfully executed, did unlawfully, and in violation of the Constitution and laws of the United States, issue an order in writing for the removal of Edwin M. Stanton from the office of Secretary for the Department of War, said Edwin M. Stanton having been theretofore duly appointed and commissioned, by and with the advice and consent of the Senate of the United States, as such Secretary, and said Andrew Johnson, President of the United States, on the twelfth day of August, in the year of our Lord one thousand eight hundred and sixty-seven, and during the recess of said Senate, having suspended by his order Edwin M. Stanton from said office, and within twenty days after the first day of the next meeting of said Senate, that is to say, on the twelfth day of December in the year last aforesaid, having reported to said Senate such suspension with the evidence and reasons for his action in the case and the name of the person designated to perform the duties of such office temporarily until the next meeting of the Senate, and said Senate thereafterwards on the thirteenth day of January, in the year of our Lord one thousand eight hundred and sixty-eight, having duly considered the evidence and reasons reported by said Andrew Johnson for said suspension, and having refused to concur in said suspension, whereby and by force of the provisions of an act entitled "An act regulating the tenure of certain civil offices," passed March second, eighteen hundred and sixty-seven, said Edwin M. Stanton did forthwith resume the functions of his office, whereof the said Andrew Johnson had then and there due notice, and said Edwin M. Stanton, by reason of the premises, on said twenty-first day of February, being lawfully entitled to hold said office of Secretary for the Department of War, which said order for the removal of said Edwin M. Stanton is in substance as follows, that is to say:

EXECUTIVE MANSION,
Washington, D. C., February 21, 1868.

SIR: By virtue of the power and authority vested in me as President by the Constitution and laws of the United States, you are hereby removed from office as Secretary for the Department of War, and your functions as such will terminate upon receipt of this communication.

You will transfer to Brevet Major General Lorenzo Thomas, Adjutant General of the army, who has this day been authorized and empowered to act as Secretary of War ad interim, all records, books, papers, and other public property now in your custody and charge.

Respectfully yours,

ANDREW JOHNSON.

To the Hon. Edwin M. Stanton, Washington, D. C.

Which order was unlawfully issued with intent then and there to violate the act entitled "An act regulating the tenure of certain civil offices," passed March second, eighteen hundred and sixty-seven, and with the further intent, contrary to the provisions of said act, in violation thereof, and contrary to the provisions of the Constitution of the United States, and without the advice and consent of the Senate of the United States, the said Senate then and there being in session, to remove said Edwin M. Stanton from the office of Secretary for the Department of War, the said Edwin M. Stanton being then and there Secretary for the Department of War, and being then and there in the due and lawful execution and discharge of the duties of said office, whereby said Andrew Johnson, President of the United States, did then and there commit and was guilty of a high misdemeanor in office.

And the question being put, Will the House agree thereto?

It was decided in the affirmative,

\[
\begin{align*}
\text{Yea}s & \quad \cdots \cdots \cdots \cdots \quad 127 \\
\text{Nay}s & \quad \cdots \cdots \cdots \cdots \quad 42 \\
\text{Not voting} & \quad \cdots \cdots \cdots \cdots \quad 20
\end{align*}
\]
Mar. 2, 1868.]  HOUSE OF REPRESENTATIVES.

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Mr. William B. Allison
Mr. Oakes Ames
Mr. George W. Anderson
Mr. Samuel M. Arnold
Mr. Delos R. Ashley
Mr. James W. Ashley
Mr. Alexander H. Bailey
Mr. John D. Baldwin
Mr. Nathaniel P. Banks
Mr. Fernando C. Bean
Mr. John Bently
Mr. John A. Bingham
Mr. James G. Blaine
Mr. Austin Blair
Mr. George S. Boutwell
Mr. Henry P. H. Bronswell
Mr. John M. Brownell
Mr. Ralph P. Buckland
Mr. Benjamin R. Butler
Mr. Henry L. Calk
Mr. John C. Churchill
Mr. Roarer W. Clarke
Mr. Sidney Clarke
Mr. Amasa Clarke
Mr. George W. Colby
Mr. John Coburn
Mr. Burton C. Corwin
Mr. Thomas Corsewll
Mr. John Cuvode
Mr. Shelby M. Cutting
Mr. Henry L. Davis
Mr. Nathan F. Dixen

Mr. Granville M. Dodge
Mr. Ignatius Donnelly
Mr. John F. Driggs
Mr. Benjamin Finlayson
Mr. Thomas D. Elliot
Mr. John P. Fararoweth
Mr. Orange Fertes
Mr. Thomas W. Ferry
Mr. William G. Fields
Mr. James A. Garfield
Mr. Joseph J. Gravely
Mr. John A. Griswold
Mr. George A. Halaby
Mr. Abner C. Harding
Mr. William Higby
Mr. John Hill
Mr. Samuel Hooper
Mr. Benjamin F. Hopkins
Mr. Chester D. Hubbard
Mr. Calvin T. Thalbard
Mr. Martin C. Hunter
Mr. Eben C. Ingersoll
Mr. Thomas A. Jeeckes
Mr. Norman B. Judah
Mr. George W. Julian
Mr. William D. Kelley
Mr. William H. Kelsoy
Mr. John H. Ketcham
Mr. Belfield M. Kitchen
Mr. William H. Koontz
Mr. Addison H. Ladda
Mr. George V. Lawrence

Mr. William Lawrence
Mr. William S. Lincoln
Mr. Benjamin F. Logus
Mr. John A. Logan
Mr. William Longbridge
Mr. John Lynch
Mr. Rufus Mallory
Mr. James M. Marvin
Mr. Horace Maynard
Mr. Dennis McClurg
Mr. Joseph W. McClurg
Mr. Ulysses Mevem
Mr. George F. Miller
Mr. William Moore
Mr. Daniel J. Morell
Mr. James Mullen
Mr. Leonard Myer
Mr. Grumari A. Newcomb
Mr. David A. Nourse
Mr. Charles O'Neill
Mr. Godlove S. Orth
Mr. Hubert E. Paine
Mr. Stanley Fiehlin
Mr. John A. Peters
Mr. Frederick A. Pike
Mr. Tobias A. Platts
Mr. Luke P. Poland
Mr. Daniel Polkay
Mr. Theodore M. Pomency
Mr. Hiram Price
Mr. Green B. Ransom
Mr. William H. Robertson

Mr. Phileas Sawyer
Mr. Robert G. Schenck
Mr. Glenn W. Scottfield
Mr. John P. C. Stanlel
Mr. Westholton G. Stith
Mr. Rufus D. Spalding
Mr. H. R. Starnkweater
Mr. Theobald Steven
Mr. William B. Stokes
Mr. John Taffe
Mr. Caleb N. Taylor
Mr. Francis Thomas
Mr. John Trimble
Mr. Rowd E. Townbridge
Mr. John Twitchell
Mr. Charles Upham
Mr. Henry Van Aernum
Mr. Serf Y. Van Horn
Mr. Robert C. Van Horn
Mr. Charles H. Van Wyck
Mr. Hamilton Ward
Mr. Caswall C. Washburn
Mr. Ellis S. Washburn
Mr. William B. Washburn
Mr. Martin Walker
Mr. Thomas Williams
Mr. James P. Wilson
Mr. John T. Wilson
Mr. Stephen F. Wilson
Mr. William Woodson
Mr. Fredk E. Woodbridge.

Those who voted in the negative are—

Mr. George M. Adams
Mr. Stevens A. Agnew
Mr. Samuel B. Axtell
Mr. Walter A. Baldwin
Mr. James B. Beck
Mr. Benjamin M. Boyer
Mr. James Brooks
Mr. Albert G. Brown
Mr. Samuel Cady
Mr. John W. Chanler
Mr. Charles A. Bilbrod

Mr. John Fox
Mr. J. Lawrence Gest
Mr. Adam J. Glesselmen
Mr. J. B. Golladay
Mr. Aan P. Grover
Mr. Charles Knight
Mr. William S. Holman
Mr. Julius Hohchiss
Mr. James M. Harpey
Mr. James A. Johnson
Mr. Thomas L. Jones

Mr. Michael C. Kerr
Mr. J. Preble Kent
Mr. Samuel S. Marshall
Mr. James E. McDermott
Mr. George W. Morgan
Mr. William Morgan
Mr. William E. Niblack
Mr. John A. Nicholsen
Mr. James V. L. Paynes
Mr. Samuel J. Randall

Mr. Lewis W. Rice
Mr. Charles Stiegeaves
Mr. Thomas S. Stewart
Mr. John L. Stone
Mr. Stephen Tabar
Mr. Lawrence S. Trimble
Mr. Daniel M. Van Aernum
Mr. Philadelphia Van Trump
Mr. Samuel Wood
Mr. George W. Woodward.

Those not voting are—

Mr. John Baker
Mr. Dennis C. Boswell
Mr. John P. Benjamin
Mr. Ephraim Enkeley
Mr. Jacob H. Elia

Mr. Darwin A. Fishy
Mr. Jason H. Fawcett
Mr. Asahel W. Hubbard
Mr. Richard D. Hobbard
Mr. Hiram McSulough

Mr. James K. Moorhead
Mr. John Montgomery
Mr. Charles E. Phelps
Mr. William A. Plese
Mr. William E. Robinson

Mr. Lewis Solly
Mr. Samuel Stonelinger
Mr. Aaron P. Stevens
Mr. Henry D. Washburn
Mr. William Williams.

So the first article was agreed to.

The second article was then read as follows, viz.:—

ARTICLE II. That on said twenty-first day of February, in the year of our Lord one thousand eight hundred and sixty-eight, at Washington, in the District of Columbia, said Andrew Johnson, President of the United States, unmindful of the high duties of his office, of his oath of office, and in violation of the Constitution of the United States, and contrary to the provisions of an act entitled "An act regulating the tenure of certain civil offices," passed March second, eighteen hundred and sixty-seven, without the advice and consent of the Senate of the United States, said Senate then and there being in session, and without authority of law, did, with intent to violate the Constitution of the United States, and the act aforesaid, issue and deliver to one Lorenzo Thomas a letter of authority in substance as follows, that is to say:

EXECUTIVE MANOR,
Washington, D. C., February 21, 1868.

Sir: The Hon. Edwin M. Stanton having been this day removed from office as Secretary for the Department of War, you are hereby authorized and empowered to act as Secretary of War ad interim, and will immediately enter upon the discharge of the duties pertaining to that office.
Mr. Stanton has been instructed to transfer to you all the records, books, papers, and other public property now in his custody and charge.

Respectfully yours,

ANDREW JOHNSON,

To Brevet Major General LORENZO THOMAS,

Adjutant General U. S. Army, Washington, D. C.

Then and there being no vacancy in said office of Secretary for the Department of War, whereby said Andrew Johnson, President of the United States, did him and there commit and was guilty of a high misdemeanor in office.

And the question being put, Will the House agree thereto?

It was decided in the affirmative.

The yeas and nays being desired by one-fifth of the members present, those who voted in the affirmative are—

Mr. William B. Allison
Osborn Ames
George W. Anderson
Samuel M.Arnold
Deott H. Ayshby
James M. Ashley
Alexander H. Bailey
John D. Baldwin
Nathaniel D. Banks
Fernando Benson
John Beauty
Jacob Beeman
John A. Wigham
James G. Blaine
Austin Blair
George S. Boostwell
Henry P. Bournell
John M. Broome
Robert Ho. Backland
Benjamin F. Butler
Henry J. Cole
John O. Churchill
Reader W. Clarke
Sidney Clarke
Amos Cobb
John Coburn
Burton G. Cook
Thomas Correll
Shelby M. Cullom
Henry L. Dawes
Nathan P. Dixey
Addison E. Laffey
Mr. Granville M. Dodge
Ignatius Dosselty
John P. Diggs
Benjamin Eggleston
Thomas D. Elliott
John Y. Farwarow
Orange Fortes
Thomas W. Ferry
William C. Fields
James A. Garfield
Joseph J. Gravely
John A. Greenfield
George A. Halsey
Ahom C. Harding
William Higby
John Hill
Samuel Hooker
Benjamin F. Hopkins
Chester B. Hubbard
Calvin T. Hubbard
Morton G. Hunter
Dixon G. Ingersoll
Thomas A. Jackson
Norman B. Field
George W. Julian
William D. Kelley
William H. Kelley
John H. Ketchem
Balthus M. Kitchen
William H. Koontz
James A. Johnson
Mr. George V. Lawrence
William Lawrence
William S. Lincoln
Benjamin F. Loan
John A. Legum
John Lynch
Rufus McAllley
James M. Marvil
Horace Mannard
Dennis McCarthy
Joseph W. McClung
Ulysses Marver
George Perrin
William Moore
Daniel J. Morrill
Robert Myers
Carman A. Newcomb
David A. Nunn
Charles O'Neill
Governor S. O'Grady
Herbert E. Palmer
Sidney Pember
John A. Peters
Frederick A. Pake
Tobias A. Plants
Lake V. Poland
Daniel Polley
Theodore M. Pomeroy
Hiram Price
Green B. Reef
William H. Robertson
Mr. Philletus Sawyer
Robert C. Schenck
Glenvi W. Scottfield
John P. C. Shanks
Washington C. Smith
Rufus F. Spalding
H. H. Starkweather
Thomass Sweeney
William B. Stokes
John Todd
Calek N. Taylor
Frederick Thomas
John Trimble
Howard B. Trowbridge
Inery Twichell
Charles Uppan
Henry Van Allen
Burl Van Horn
Robert E. Van Horn
Charles H. Van Wylk
Hamilton Ward
Cadwallor C. Washburn
Zilah B. Washburne
William B. Washburn
Martin Walker
Thomas Williams
James F. Wilson
John T. Wilson
Stephen P. Wilson
William Winslow
Fred B. Woodbridge.

Those who voted in the negative are—

Mr. George M. Adams
Stevenson Archer
Samuel B. Axtell
William H. Barbanm
James B. Beck
Benjamin B. Beamer
James Brooks
Albert C. Broder
Samuel F. Cary
John W. Chandler
Charles A. Riddick
Mr. John Fox
J. Lawrence Gatw
Julian J. Glessenreiner
J. S. Godley
Am P. Grover
Charles Ristall
William S. Holman
Julius Hotchkiss
James M. Humphrey
James A. Johnson
Mr. Thomas L. Jones
J. Proctor Kaatt
Samuel S. Marshall
James H. McCormick
George W. Morgan
William Morgan
William E. Milbrocko
John A. Nicholson
John V. L. Pruyne
Samuel Randall
Mr. Lewis W. Ross
Charles Stigleaves
Thomas E. Stewart
Frederick Stevens
Stephen Taylor
Charles H. Spalding
Thomas M. Trimble
Daniel M. Van Aukem
Philipp Van Trump
Wendell Wood
George W. Woodward.

Those not voting are—

Mr. John BAKER
Dennis Barone
John P. Bensham
John Covodes
Ephraim B. Ecker
Jacob H. Els
Mr. Darwin A. Pience
Irene R. Hawkins
Amiel W. Hubbard
Richard D. Hubbard
Michael C. Kerr
William Longbridge
Mr. Hugh McCullough
James K. Moorhead
John Merriman
James Malhe
James E. Phelps
William A. Pike
Mr. William E. Robinson
Lewis Spey
Samuel Shellabarger
Amen P. Stevens
Henry D. Washburn
William Williams.

So the second article was agreed to.

The third article was then read as follows, viz:

ARTICLE III. That said Andrew Johnson, President of the United States, on the twenty-first day of February, in the year of our Lord one thousand eight hundred and sixty-eight, at Washington, in the District of Columbia, did commit and was guilty of a high misdemeanor in office in this, that, without au-
thority of law, while the Senate of the United States was then and there in
session, he did appoint one Lorenzo Thomas to be Secretary for the Department
of War ad interim, without the advice and consent of the Senate, and with
intent to violate the Constitution of the United States, no vacancy having hap­
pened in said office of Secretary for the Department of War during the recess
of the Senate, and no vacancy existing in said office at the time, and which said
appointment, so made by said Andrew Johnson, of said Lorenzo Thomas, is in
substance as follows, that is to say:

EXECUTIVE MANSON,
Washington, D. C., February 21, 1866.

Sir: The Hon. Edwin M. Stanton having been this day removed from office as Secretary
for the Department of War, you are hereby authorized and empowered to act as Secretary of
War ad interim, and will immediately enter upon the discharge of the duties pertaining to
that office.

Mr. Stanton has been instructed to transfer to you all the records, books, papers, and other
public property now in his custody and charge.

Respectfully, yours,

ANDREW JOHNSON.

To Brevet Major General LORENZO THOMAS,
Adjutant General U. S. Army, Washington, D. C.

And the question being put, Will the House agree thereto?

It was decided in the affirmative,

\[ \begin{align*}
\text{Yeas} & : 124 \\
\text{Nays} & : 40 \\
\text{Not voting} & : 25
\end{align*} \]

Those who voted in the affirmative are:

Mr. William B. Allison, Mr. Nathan P. Dixon, Mr. George W. Lawrence, Mr. Hiram Price
Oakes Ames, George W. Dodge, William S. Lincoln, William S. Lincoln
Samuel M. Arnold, Benjamin F. Pray, John A. Logan, John A. Logan
James M. Ashley, Benjamin Franklin, Thomas D. Elliott, James H. Wilson
Alexander H. Siddley, John F. Farnsworth, John Fauburg, James H. Wilson
John D. Baldwin, Orange P. H. Higby, William P. Field, Joseph W. Field, Nathan P. Dixon
Katharine S. Banks, James A. Garfield, Samuel M. Field, Samuel M. Field
Pernando G. Brown, John A. Garfield, John A. Garfield, John A. Garfield
John Beatty, Joseph J. Gravelle, John A. Gravelle, Joseph J. Gravelle
John A. Bingham, Asa C. Harding, Asa C. Harding, Asa C. Harding
George S. Beckett, William H. King, William H. King, William H. King
Henry P. H. Bronwell, William H. King, William H. King, William H. King
John M. Brownell, Benjamin F. Hopkins, Benjamin F. Hopkins, Benjamin F. Hopkins
Chester F. Butler, Charles D. Hubbard, Charles D. Hubbard, Charles D. Hubbard
Henry L. Cade, Calvin T. Hulburd, Calvin T. Hulburd, Calvin T. Hulburd
John C. Carruth, Morton Q. Hunter, Morton Q. Hunter, Morton Q. Hunter
Roussel A. Clark, Elton E. Ingersoll, Thomas A. Jenkes, Thomas A. Jenkes
Sidney Clarke, Thomas A. Jenkes, Thomas A. Jenkes, Thomas A. Jenkes
Armao Coby, John H. Kellogg, John H. Kellogg, John H. Kellogg
John Colburn, Benjamin F. Hopkins, Benjamin F. Hopkins, Benjamin F. Hopkins
Burton C. Cock, William H. Kellogg, William H. Kellogg, William H. Kellogg
Thomas Cornell, John A. Parks, John A. Parks, John A. Parks
John Goveaude, Sidney F. Parke, Sidney F. Parke, Sidney F. Parke
Shelby M. Colman, Bethuel M. Kitchen, Bethuel M. Kitchen, Bethuel M. Kitchen
Henry J. Dawes, Wllliam H. Knowlton, William H. Knowlton, William H. Knowlton

Those who voted in the negative are:

Mr. George M. Adams, Mr. John Fox, Mr. James A. Johnson, Mr. Lewis W. Ross
Swarren Archer, J. Lawrence Gettys, James L. Jones, Charles W. Ritchie
Samuel B. Axtell, Adam J. Glessner, Michael C. Kerr, Charles W. Ritchie
William H. Barnum, J. S. Gough, J. Proctor Knott, Thomas S. Stewart
James B. Beck, Aas P. Grover, Samuel S. Marshal, Frederick Stone
Benjamin M. Boyer, Charles Hight, James R. McCormick, Stephen Tobey
James Briscoe, William S. Holman, William S. Holman, William S. Holman
Albert G. Barr, Julius Holman, John A. Nicholson, William A. Venable
Samuel J. Cates, Jules Holman, John A. Nicholson, William A. Venable
John W. Chamble, Richard D. Hubbard, John V. L. Pray, Edward W. Woodard
Charles A. Elridge, James M. Humphrey, Samuel J. Randall, George W. Woodward.
Those not voting are—

<table>
<thead>
<tr>
<th>Mr. John Baker</th>
<th>Mr. Isaac H. Hawkins</th>
<th>Mr. William Mungen</th>
<th>Mr. Aaron F. Stevens</th>
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<tr>
<td>Demas Barnes</td>
<td>Samuel Hooper</td>
<td>Charles B. Philips</td>
<td>Thaddeus Stevens</td>
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<td>John F. Benjamini</td>
<td>Ephraim R. Hickey</td>
<td>Hiram McCollough</td>
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<td>Jacob H. Ela</td>
<td>James K. Northcutt</td>
<td>William E. Robinson</td>
<td>Cadwallar C. Washburn</td>
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<td>Darwin A. Faney</td>
<td>John Morrissey</td>
<td>Lewis Selye</td>
<td>Henry D. Washburn</td>
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So the third article was agreed to.

The fourth article was then read as follows, viz:

**ARTICLE IV.** That said Andrew Johnson, President of the United States, unmindful of the high duties of his office and of his oath of office, in violation of the Constitution and laws of the United States, on the twenty-first day of February, in the year of our Lord one thousand eight hundred and sixty-eight, at Washington, in the District of Columbia, did unlawfully conspire with one Lorenzo Thomas, and with other persons to the House of Representatives unknown, with intent, by intimidation and threats, unlawfully to hinder and prevent Edwin M. Stanton, then and there the Secretary for the Department of War, duly appointed under the laws of the United States, from holding said office of Secretary for the Department of War, contrary to and in violation of the Constitution of the United States, and of the provisions of an act entitled “An act to define and punish certain conspiracies,” approved July thirty-first, eighteen hundred and sixty-one, whereby said Andrew Johnson, President of the United States, did then and there commit and was guilty of a high crime in office.

And the question being put, Will the House agree thereto?

**Yea** ........................................ 117

**Nay** ........................................ 40

(Not voting) .................................. 32

Those who voted in the affirmative are—

<table>
<thead>
<tr>
<th>Mr. William B. Allison</th>
<th>Mr. Nathan P. Dixon</th>
<th>Mr. Betham M. Kitchen</th>
<th>Mr. Theander P. Pomany</th>
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<tr>
<td>Oakens Ames</td>
<td>Groverville M. Dugger</td>
<td>William H. Kentz</td>
<td>Hiram Price</td>
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<td>George W. Anderson</td>
<td>Ignatius Dunsally</td>
<td>Addison H. Latimer</td>
<td>Green B. Bann</td>
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<td>Samuel M. Ayers</td>
<td>John P. Dugger</td>
<td>George V. Lawrence</td>
<td>William H. Robertson</td>
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<td>Deles R. Ashley</td>
<td>Benjamin Eggleston</td>
<td>William S. Johnson</td>
<td>Philetus Sawyer</td>
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<td>James M. Ashley</td>
<td>Thomas D. Elloit</td>
<td>Benjamin F. Lean</td>
<td>Robert C. Selznick</td>
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<td>Alexander H. Bailey</td>
<td>John A. Farnsworth</td>
<td>John A. Logan</td>
<td>Glenn W. Scottell</td>
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<td>John D. Baldwin</td>
<td>Orange Ferris</td>
<td>John Lynch</td>
<td>John P. C. Shanks</td>
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<td>Nathaniel F. Breckks</td>
<td>Thomas W. Ferry</td>
<td>Rufus Malory</td>
<td>Worthington D. Smith</td>
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<td>Fernando C. Beaman</td>
<td>William C. Fields</td>
<td>James M. Martin</td>
<td>H. H. Stackwether</td>
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<td>John Beatty</td>
<td>James A. Garfield</td>
<td>Heroes Maynard</td>
<td>John Toff</td>
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<td>Joseph J. Gravely</td>
<td>Dennis McCarthy</td>
<td>Caleb N. Taylor</td>
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<td>John A. Griswold</td>
<td>Joseph W. Mccluric</td>
<td>Francis Thomas</td>
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<td>James G. Blaine</td>
<td>Charles Heights</td>
<td>Ulysses Meunor</td>
<td>John Trumble</td>
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<td>Austin Blount</td>
<td>George A. Halsey</td>
<td>George F. Miller</td>
<td>Roderick M. Trewhiddle</td>
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<tr>
<td>George B. Boutwell</td>
<td>Auber G. Harding</td>
<td>William Moor</td>
<td>Henzey Witchell</td>
</tr>
<tr>
<td>Henry P. H. Brownwell</td>
<td>John Hill</td>
<td>Daniel J. Morell</td>
<td>Charles Upson</td>
</tr>
<tr>
<td>John M. Brownell</td>
<td>Samuel Hooper</td>
<td>James M. Motley</td>
<td>Henry W. Aarnan</td>
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<tr>
<td>Ralph P. Buckland</td>
<td>Benjamin P. Eggley</td>
<td>Leonard Myers</td>
<td>Burt Van Horn</td>
</tr>
<tr>
<td>Henry L. Calks</td>
<td>Chester D. Hubbard</td>
<td>David A. Sann</td>
<td>Robert T. Van Horn</td>
</tr>
<tr>
<td>John G. Churchill</td>
<td>Calvin T. Hubbard</td>
<td>Charles O. News</td>
<td>Charles H. Van Wyck</td>
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<tr>
<td>Monder W. Clarke</td>
<td>Morion C. Hunter</td>
<td>Godlove S. Orth</td>
<td>Hamilton Ward</td>
</tr>
<tr>
<td>Sidney Claska</td>
<td>Rees C. Jorgenson</td>
<td>Halsey R. Paine</td>
<td>William B. Washburn</td>
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<tr>
<td>Amane Cebh</td>
<td>Thomas A. Janczen</td>
<td>Sidney Perham</td>
<td>Martin Walker</td>
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<tr>
<td>John Colston</td>
<td>Norman B. Judi</td>
<td>John A. Peters</td>
<td>Thomas Williams</td>
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<tr>
<td>Burton C. Cook</td>
<td>George W. Juliana</td>
<td>Frederick A. Pike</td>
<td>James F. Wilson</td>
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<tr>
<td>Thomas Cornell</td>
<td>William D. Kelley</td>
<td>Tobbia A. Plants</td>
<td>John T. Wilson</td>
</tr>
<tr>
<td>John Cordera</td>
<td>William H. Kelley</td>
<td>Daniel Peebles</td>
<td>Stephen F. Wilson</td>
</tr>
<tr>
<td>Stanley M. Collum</td>
<td>John H. Ketcham</td>
<td></td>
<td>William Windom</td>
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<tr>
<td>Iuney L. Dover</td>
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</tbody>
</table>

Those who voted in the negative are—

<table>
<thead>
<tr>
<th>Mr. Charles M. Adams</th>
<th>Mr. George B. Elyott</th>
<th>Mr. Thomas K. Jones</th>
<th>Mr. Samuel J. Randall</th>
</tr>
</thead>
<tbody>
<tr>
<td>Stevensen Archer</td>
<td>John F. Segal</td>
<td>Michael C. Kerr</td>
<td>Lewis W. Ross</td>
</tr>
<tr>
<td>Samuel B. Austin</td>
<td>Adam J. Gieseleraner</td>
<td>J. P. Kunnett</td>
<td>Charles Stilgraves</td>
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<tr>
<td>William H. Bernard</td>
<td>J. S. Gellenday</td>
<td>Samuel S. Marshall</td>
<td>Frederick Stone</td>
</tr>
<tr>
<td>James B. Beck</td>
<td>Aas P. Greer</td>
<td>James R. McCormick</td>
<td>Stephen Zebok</td>
</tr>
<tr>
<td>Benjamin M. Boyer</td>
<td>William S. Holman</td>
<td>George W. Morgan</td>
<td>Lawrence S. Trimmble</td>
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<tr>
<td>James Brooks</td>
<td>Julius Hotchkins</td>
<td>William Mungen</td>
<td>Daniel M. Van Aukien</td>
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<tr>
<td>Samuel P. Cary</td>
<td>James A. Johnson</td>
<td>John A. Nicholson</td>
<td>Fernando Wood</td>
</tr>
<tr>
<td>John W. Chanter</td>
<td></td>
<td>John V. L. Prinny</td>
<td>George W. Woodward</td>
</tr>
</tbody>
</table>
The fifth article was read as follows, viz:

Article V. That said Andrew Johnson, President of the United States, unmindful of the high duties of his office and of his oath of office, on the twenty-first day of February, in the year of our Lord one thousand eight hundred and sixty-eight, and on divers other days and times in said year, before the second day of March, in the year of our Lord one thousand eight hundred and sixty-eight, at Washington, in the District of Columbia, did unlawfully conspire with one Lorenzo Thomas, and with other persons to the House of Representatives unknown, to prevent and hinder the execution of an act entitled "An act regulating the tenure of certain civil offices," passed March second, eighteen hundred and sixty-seven, and in pursuance of said conspiracy did unlawfully attempt to prevent Edward M. Stanton, then and there being Secretary for the Department of War, duly appointed and commissioned under the laws of the United States, from holding said office, whereby the said Andrew Johnson, President of the United States, did then and there commit and was guilty of a high misdemeanor in office.

And the question being put, Will the House agree thereto?

Yeas ................. 127
Nays .................. 42
Not voting ............ 20

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

Those who voted in the negative are—
Those not voting are—

<table>
<thead>
<tr>
<th>Mr. John Baker</th>
<th>Mr. Darwins A. Plcey</th>
<th>Mr. Jones E. Mooshead</th>
<th>Mr. Lewis E. Selvan</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dumas Barnes</td>
<td>Jesse E. Hawkins</td>
<td>John Morrissey</td>
<td>Samuel Edilberger</td>
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<tr>
<td>John F. Benjamin</td>
<td>Asahel W. Hubbard</td>
<td>Charles E. Phelps</td>
<td>Aaron F. Stevens</td>
</tr>
<tr>
<td>Ephraim R. Eickey</td>
<td>Richard D. Hubbard</td>
<td>William A. Fils</td>
<td>Henry B. Washburn</td>
</tr>
<tr>
<td>Jacob H. Ela</td>
<td>Hiram McCullough</td>
<td>William E. Robinson</td>
<td>William William</td>
</tr>
</tbody>
</table>

So the fifth article was agreed to.

The sixth article was read as follows, viz:—

**ARTICLE VI.** That said Andrew Johnson, President of the United States, unmindful of the high duties of his office and of his oath of office, on the twenty-first day of February, in the year of our Lord one thousand eight hundred and sixty-eight, at Washington, in the District of Columbia, did unlawfully conspire with one Lorenzo Thomas, by force to seize, take, and possess the property of the United States in the Department of War, and then and there in the custody and charge of Edwin M. Stanton, Secretary for said department, contrary to the provisions of an act entitled “An act to define and punish certain conspiracies,” approved July thirty-one, eighteen hundred and sixty-one, and with intent to violate and disregard an act entitled “An act regulating the tenure of certain civil offices,” passed March second, eighteen hundred and sixty-seven, whereby said Andrew Johnson, President of the United States, did then and there commit a high crime in office.

And the question being put, Will the House agree thereto?

<table>
<thead>
<tr>
<th>Yea's</th>
<th>Nays</th>
<th>Not Voting</th>
</tr>
</thead>
<tbody>
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</tbody>
</table>

It was decided in the affirmative, 127

The yeas and nays being desired by one-fifth of the members present,

Those who voted in the affirmative are—

<table>
<thead>
<tr>
<th>Mr. William B. Allison</th>
<th>Mr. Granville M. Dodge</th>
<th>Mr. William Lawrence</th>
<th>Mr. Philip D. Smyth</th>
</tr>
</thead>
<tbody>
<tr>
<td>Oakes Ames</td>
<td>Ignatius Donnelly</td>
<td>William Lincoln</td>
<td>Robert C. Smith</td>
</tr>
<tr>
<td>George W. Anderson</td>
<td>John P. Dripps</td>
<td>Benjamin F. Loom</td>
<td>Glenn W. Suckett</td>
</tr>
<tr>
<td>Samuel M. Arnold</td>
<td>Benjamin Everston</td>
<td>William Loughbridge</td>
<td>John P. Gilmer</td>
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<tr>
<td>Doles B. Ashby</td>
<td>Thomas D. Elliot</td>
<td>John A. Logan</td>
<td>Washington C. Smith</td>
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<tr>
<td>James M. Ashley</td>
<td>John F. Parawes</td>
<td>William Lowbridge</td>
<td>Rufus V. Spalding</td>
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<tr>
<td>Alexander H. Bailey</td>
<td>Grange Parries</td>
<td>John A. Lynch</td>
<td>H. H. Storckweiler</td>
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<tr>
<td>John D. Bellows</td>
<td>Thomas W. Perry</td>
<td>Rufus Malicky</td>
<td>Thaddeus Stevens</td>
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<tr>
<td>Nathaniel E. Banks</td>
<td>William C. Fields</td>
<td>James M. M'davim</td>
<td>William B. Stolte</td>
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<tr>
<td>Farename C. Bowen</td>
<td>James A. Garland</td>
<td>Horace Maynard</td>
<td>John J. Talley</td>
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<td>John Baytly</td>
<td>Joseph J. Gravely</td>
<td>Dennis McCaffey</td>
<td>Chauncey Taylor</td>
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<tr>
<td>Jacob Benson</td>
<td>John A. Griswold</td>
<td>Joseph W. McGillic</td>
<td>Prudence Thomas</td>
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<tr>
<td>John A. Bingham</td>
<td>George A. Halsey</td>
<td>Ulysses Mercur</td>
<td>John Titus</td>
</tr>
<tr>
<td>James G. Rains</td>
<td>Abner G. Harding</td>
<td>George F. Miller</td>
<td>Row B. Broughbridge</td>
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<tr>
<td>William Idyl</td>
<td>William Higby</td>
<td>William Moore</td>
<td>Glessor Twiggell</td>
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<tr>
<td>Austin Hall</td>
<td>John Hill</td>
<td>Daniel J. Morell</td>
<td>Charles Eyson</td>
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<tr>
<td>George S. Bontwell</td>
<td>Stewald Hooper</td>
<td>James Mullin</td>
<td>Henry Van Arnam</td>
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<tr>
<td>Henry P. H. Brownell</td>
<td>Benjamin F. Hopkins</td>
<td>Leonard I. Hays</td>
<td>Burt Van Horn</td>
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<tr>
<td>John M. Brownell</td>
<td>Chester D. Hubbard</td>
<td>Carman A. Novembe</td>
<td>Charles Van Horn</td>
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<tr>
<td>Ralph T. Backlund</td>
<td>Calvin T. Hailbard</td>
<td>David A. Nunn</td>
<td>Charles H. Van Wyck</td>
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<tr>
<td>Benjamin E. Butler</td>
<td>Merton C. Hunter</td>
<td>Charles O'Neill</td>
<td>Hamilton Ward</td>
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<tr>
<td>Henry L. Cale</td>
<td>Ethel C. Ingersall</td>
<td>Godlove S. Orth</td>
<td>Cadwall's C. Washburn</td>
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<td>John C. Chestill</td>
<td>Thomas A. Jenkess</td>
<td>Maberto P. Oilou</td>
<td>Elliah B. Washburn</td>
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<tr>
<td>Reader W. Clarko</td>
<td>Norman E. Jofidi</td>
<td>Silbury Perham</td>
<td>William B. Washburn</td>
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<tr>
<td>Sidney Clarko</td>
<td>George W. Julian</td>
<td>John A. Peters</td>
<td>Martin Wilker</td>
</tr>
<tr>
<td>Amanah Cobb</td>
<td>William D. Kelley</td>
<td>Frederick A. Pike</td>
<td>Thomas Williams</td>
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<td>John Cobern</td>
<td>John H. Ketcham</td>
<td>Tobias A. Plants</td>
<td>James F. Wilson</td>
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<td>Burton C. Cook</td>
<td>Nathaniel M. Kitchen</td>
<td>Lake F. Polinate</td>
<td>John T. Wilson</td>
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<tr>
<td>Thomas Cornell</td>
<td>William H. Knott</td>
<td>Daniel Polissey</td>
<td>Stephen F. Wilson</td>
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<tr>
<td>John Corey</td>
<td>Addison H. Lullin</td>
<td>Theodore H. Ponssey</td>
<td>William Wisdom</td>
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<tr>
<td>Shelley M. Cullom</td>
<td>George V. Lawrence</td>
<td>Hiram Price</td>
<td>Fred B. Woodbridge</td>
</tr>
<tr>
<td>Henry L. Davies</td>
<td></td>
<td>Green B. Eaves</td>
<td></td>
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<tr>
<td>Nathan F. Escou</td>
<td></td>
<td>William H. Robertson</td>
<td></td>
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</tbody>
</table>

Those who voted in the negative are—

| Mr. George M. Adams   | Mr. Benjamin H. Bowers  | Mr. Charles E. Eldridge | Mr. Asa P. Grover |
| Stewart Archer        | James Brooks            | John Fox               | Charles Heart    |
| Samuel B. Axtell      | Albert G. Burr          | J. Lawrence Gage      | Charles H. Homan |
| William H. Burnam     | Samuel F. Bury          | Adam J. Glassbrenner  | William E. Hotchkis |
| James B. Beck         | John W. Clader         | J. S. Goldsby         | Julius Hotchkis  |

|                         |                         |                      |                  |
So the sixth article was agreed to.

The seventh article having been read as follows, viz.

 ARTICLE VII. That said Andrew Johnson, President of the United States, unmindful of the high duties of his office and of his oath of office, on the twenty-first day of February, in the year of our Lord one thousand eight hundred and sixty-eight, at Washington, in the District of Columbia, did unlawfully conspire with one Lorenzo Thomas with intent unlawfully to seize, take, and possess the property of the United States in the department of War, in the custody and charge of Edwin M. Stanton, Secretary for said department, with intent to violate and disregard the act entitled "An act regulating the tenure of certain civil offices," passed March second, eighteen hundred and sixty-seven, whereby said Andrew Johnson, President of the United States, did then and there commit a high misdemeanor in office.

The question was put, Will the House agree thereto?

And it was decided in the affirmative, Yea 127; Nays 42; Not voting 20.

The yeas and nays being desired by one-fifth of the members present, Those who voted in the affirmative are—

<table>
<thead>
<tr>
<th>Mr. William B. Allison</th>
<th>Mr. John Poke</th>
<th>Mr. Michael C. Kerr</th>
<th>Mr. Lewis Selye</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Oakes Ames</td>
<td>Mr. John Fox</td>
<td>Mr. David W. Ross</td>
<td>Mr. Charles S. Smith</td>
</tr>
<tr>
<td>George W. Anderson</td>
<td>Mr. Georges W. Morgan</td>
<td>Mr. Edwin B. Stimson</td>
<td>Mr. Samuel S. Marshall</td>
</tr>
<tr>
<td>Samuel B. Renville</td>
<td>Mr. James M. Moorehead</td>
<td>Mr. James E. Crandall</td>
<td>Mr. James E. Crandall</td>
</tr>
<tr>
<td>John F. Blagden</td>
<td>Mr. James C. Moorehead</td>
<td>Mr. Charles B. Pugh</td>
<td>Mr. John J. Randall</td>
</tr>
<tr>
<td>George W. Anderson</td>
<td>Mr. James C. Moorehead</td>
<td>Mr. William M. Gage</td>
<td>Mr. John J. Randall</td>
</tr>
<tr>
<td>Mr. John E. Blair</td>
<td>Mr. William Lawrence</td>
<td>Mr. William S. Crane</td>
<td>Mr. Charles S. Smith</td>
</tr>
<tr>
<td>Mr. George W. Anderson</td>
<td>Mr. John A. Logan</td>
<td>Mr. John E. Moore</td>
<td>Mr. John J. Randall</td>
</tr>
<tr>
<td>Mr. Samuel B. Renville</td>
<td>Mr. John Lynch</td>
<td>Mr. John E. Moore</td>
<td>Mr. Charles S. Smith</td>
</tr>
<tr>
<td>Mr. John E. Blair</td>
<td>Mr. John B. Kellog</td>
<td>Mr. John E. Moore</td>
<td>Mr. Charles S. Smith</td>
</tr>
<tr>
<td>Mr. George W. Anderson</td>
<td>Mr. William B. Kellog</td>
<td>Mr. John E. Moore</td>
<td>Mr. Charles S. Smith</td>
</tr>
<tr>
<td>Mr. Samuel B. Renville</td>
<td>Mr. John B. Kellog</td>
<td>Mr. John E. Moore</td>
<td>Mr. Charles S. Smith</td>
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<tr>
<td>Mr. John E. Blair</td>
<td>Mr. William B. Kellog</td>
<td>Mr. John E. Moore</td>
<td>Mr. Charles S. Smith</td>
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<tr>
<td>Mr. George W. Anderson</td>
<td>Mr. John B. Kellog</td>
<td>Mr. John E. Moore</td>
<td>Mr. Charles S. Smith</td>
</tr>
<tr>
<td>Mr. Samuel B. Renville</td>
<td>Mr. John B. Kellog</td>
<td>Mr. John E. Moore</td>
<td>Mr. Charles S. Smith</td>
</tr>
</tbody>
</table>

Those who voted in the negative are—

<table>
<thead>
<tr>
<th>Mr. George M. Adams</th>
<th>Mr. Lawrence B. Trumbull</th>
<th>Mr. Lewis W. Ross</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. William B. Archer</td>
<td>Mr. Charles S. Smith</td>
<td>Mr. Charles S. Smith</td>
</tr>
<tr>
<td>Mr. Samuel B. Renville</td>
<td>Mr. James E. Crandall</td>
<td>Mr. James E. Crandall</td>
</tr>
<tr>
<td>Mr. John F. Blagden</td>
<td>Mr. John E. Moore</td>
<td>Mr. John J. Randall</td>
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<tr>
<td>Mr. George W. Anderson</td>
<td>Mr. John E. Moore</td>
<td>Mr. Charles S. Smith</td>
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<tr>
<td>Mr. Samuel B. Renville</td>
<td>Mr. John E. Moore</td>
<td>Mr. Charles S. Smith</td>
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<td>Mr. John F. Blagden</td>
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<td>Mr. Charles S. Smith</td>
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<td>Mr. George W. Anderson</td>
<td>Mr. John E. Moore</td>
<td>Mr. Charles S. Smith</td>
</tr>
<tr>
<td>Mr. Samuel B. Renville</td>
<td>Mr. John E. Moore</td>
<td>Mr. Charles S. Smith</td>
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<tr>
<td>Mr. John F. Blagden</td>
<td>Mr. John E. Moore</td>
<td>Mr. Charles S. Smith</td>
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<tr>
<td>Mr. George W. Anderson</td>
<td>Mr. John E. Moore</td>
<td>Mr. Charles S. Smith</td>
</tr>
<tr>
<td>Mr. Samuel B. Renville</td>
<td>Mr. John E. Moore</td>
<td>Mr. Charles S. Smith</td>
</tr>
</tbody>
</table>

Those who voted in the negative are—

<table>
<thead>
<tr>
<th>Mr. Lawrence B. Trumbull</th>
<th>Mr. Lewis W. Ross</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Charles S. Smith</td>
<td>Mr. Charles S. Smith</td>
</tr>
<tr>
<td>Mr. James E. Crandall</td>
<td>Mr. James E. Crandall</td>
</tr>
<tr>
<td>Mr. John J. Randall</td>
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<tr>
<td>Mr. Lewis W. Ross</td>
<td>Mr. Charles S. Smith</td>
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<tr>
<td>Mr. Charles S. Smith</td>
<td>Mr. James E. Crandall</td>
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<tr>
<td>Mr. John J. Randall</td>
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<tr>
<td>Mr. Lewis W. Ross</td>
<td>Mr. Charles S. Smith</td>
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<tr>
<td>Mr. Charles S. Smith</td>
<td>Mr. James E. Crandall</td>
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<td>Mr. John J. Randall</td>
<td>Mr. John J. Randall</td>
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<tr>
<td>Mr. Lewis W. Ross</td>
<td>Mr. Charles S. Smith</td>
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<tr>
<td>Mr. Charles S. Smith</td>
<td>Mr. James E. Crandall</td>
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<tr>
<td>Mr. John J. Randall</td>
<td>Mr. John J. Randall</td>
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<tr>
<td>Mr. Lewis W. Ross</td>
<td>Mr. Charles S. Smith</td>
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<tr>
<td>Mr. Charles S. Smith</td>
<td>Mr. James E. Crandall</td>
</tr>
<tr>
<td>Mr. John J. Randall</td>
<td>Mr. John J. Randall</td>
</tr>
</tbody>
</table>
Those not voting are—

Mr. John Baker
Dennis Barnes
John P. Benjamin
Ephraim B. Elykay
Jacob H. Ely

Mr. Darwin A. Flounser
Isaac B. Hawkins
Asahel W. Hubbard
Richard D. Hubbell
Hiram McCollough

Mr. James K. Moorehead
John Merrick
Charles E. Phelps
William A. Pile
William E. Robinson

Mr. Lewis Salye
Samuel Steinhilber
Aaron P. Stevens
Henry D. Washburn
William Williams.

So the seventh article was agreed to.

The eighth article having been read as follows, viz:

Article VIII. That said Andrew Johnson, President of the United States, unmindful of the high duties of his office and of his oath of office, with intent unlawfully to control the disbursements of the moneys appropriated for the military service and for the Department of War, on the twenty-first day of February, in the year of our Lord one thousand eight hundred and sixty-eight, at Washington, in the District of Columbia, did unlawfully and contrary to the provisions of an act entitled “An act regulating the tenure of certain civil offices,” passed March second, eighteen hundred and sixty-seven, and in violation of the Constitution of the United States, and without the advice and consent of the Senate of the United States, and while the Senate was then and there in session, there being no vacancy in the office of Secretary for the Department of War, and with intent to violate and disregard the act aforesaid, then and there issue and deliver to one Lorenzo Thomas a letter of authority in writing, in substance as follows, that is to say:

EXECUTIVE MANSION,
Washington, D. C., February 21, 1868.

Sir: The Hon. Edwin M. Stanton having been this day removed from office as Secretary for the Department of War, you are hereby authorized and empowered to act as Secretary of War ad interim, and will immediately enter upon the discharge of the duties pertaining to that office.

Mr. Stanton has been instructed to transfer to you all the records, books, papers, and other public property now in his custody and charge.

Respectfully yours,

To Brevet Major General Lorenzo Thomas,
Adjutant General U. S. Army, Washington, D. C.

Whereby said Andrew Johnson, President of the United States, did then and there commit and was guilty of a high misdemeanor in office.

The question was put, Will the House agree thereto?

And it was decided in the affirmative occasionally.

The yeas and nays being desired by one-fifth of the members present, those who voted in the affirmative are—

Mr. William R. Allison
Oakes Ames
George W. Anderson
Samuel M. Arnold
Delos R. Ashley
James M. Ashley
Alexander H. Bailey
John D. Baldwin
Nathaniel B. Banks
Farnum G. Beaman
John Bentley
Jacob Benteen
John A. Bingham
James G. Blaine
Anastas Bose
George S. Boutwell
Henry P. Broomwell
John M. Brownell
Ralph P. Buckland
Benjamin P. Butler
Hezry L. Cilke
John G. Churchell
Readey W. Clarke
Sidney Clarke
Assman Cobbe

Mr. John Colman
Burton C. Cook
Thomas Cornell
John Covode
Shelby M. Cullom
Henry L. Davis
Nathan P. Dixon
Granville M. Dodge
Ignatius Donnelly
John F. Driggs
Benjamin Egleteton
Thomas D. Elliott
John E. Excorvirth
Orange Fenn
Thomas W. Perry
Walter C. Fields
William A. Fields
James A. Gerhard
Joseph J. Gravelle
John A. Grinnold
George A. Haley
Aaron O. Harding
William Henry
John Hill
Samuel Hoper
Benjamin P. Hopkins

Mr. Chester D. Hubbard
Calvin G. Hubbard
Morton G. Hunter
E. G. Ingerson
Thomas A. Jenckes
Norton B. Judah
George W. Julian
William D. Kelby
William H. Kelby
John H. Kelcham
Benjamin H. Kenehan
William H. Koesten
Addison H. Latins
George V. Lawrence
William Lawrence
William S. Lincoln
Benjamin P. Long
John A. Logn
William Longbridge
John Lyon
Rufus Mallory
James M. Marvin
Horace Maynard
Dwight McCarthy
Joseph W. McIlvirk

Mr. Ulithro Mercrey
George P. Miller
William Moore
David J. Morrill
James Muirlan
Leonard Myers
Carman A. Newcomb
David A. Ruman
Charles O'Neill
Godlove S. Oth
Halsey E. Paine
Sidney Parham
John A. Peters
Frederick A. Pike
Tobias P. Plants
Luke P. Poindexter

Those who voted in the affirmative are—

[Names of those who voted in the affirmative]

[Names of those who voted in the affirmative]

[Names of those who voted in the affirmative]
Mr. Worthington C. Smith Mr. Francis Thomas Mr. Robert T. Van Horn Mr. Thomas Williams
 William A. Stokes Skinney Twitchell Charles Upson William B. Washburn Fred W. Woodbridge
 John Tisch Caleb N. Taylor Henry Van Aernam Bart Van Horn
 Caleb N. Taylor

Those who voted in the negative are—

Mr. George M. Adams Mr. John Fox Mr. Michael G. Kerr Mr. Lewis W. Ross
 Mr. Stevenson Archer J. Lawrence Geis J. Prentice Knott Samuel S. Marshall
 Samuel B. Atwell A. Sam J. Goodmissions James R. Marchall George W. Morgan
 James B. Beck J. S. Goliinsky Asa P. Grover William C. Morgan
 Benjamin M. Boyer Charles Haight William S. Holman William E. Nibleck
 James Brooks Julius Hotchkiss James M. Humphrey John A. Nicholson
 Albert G. Burr James A. Johnson John V. L. Praya Samuel J. Randall
 Samuel E. Cary James A. Johnson
 John W. Chandler Thomas E. Jones
 Charles A. Elbridge

Those not voting are—

Mr. John Baker Mr. Darwin A. Finney Mr. James E. Moorthood Mr. Lewis Holm
 Mr. Demas Barnes Isaac R. Hawkins John Mortuary
 John F. Benjamin Asa Heiskell Charles E. Philips
 Ephraim A. Holley Richard D. Hubbard William A. Pile
 Jacob H. Eil Hiram McCalough William E. Robinson

So the eighth article was agreed to.

The ninth article having been read as follows, viz :

ARTICLE IX. That said Andrew Johnson, President of the United States, on the twenty-second day of February, in the year of our Lord one thousand eight hundred and sixty-eight, at Washington, in the District of Columbia, in disregard of the Constitution and the laws of the United States duly enacted, as commander-in-chief of the army of the United States, did bring before himself then and there William H. Emory, a major general by brevet in the army of the United States, actually in command of the department of Washington and the military forces thereof, and did then and there, as such commander-in-chief, declare to and instruct said Emory that part of a law of the United States, passed March second, eighteen hundred and sixty-seven, entitled "An act making appropriations for the support of the army for the year ending June thirty, eighteen hundred and sixty-eight, and for other purposes," especially the second section thereof, which provides, among other things, that "all orders and instructions relating to military operations issued by the President or Secretary of War shall be issued through the General of the army, and in case of his inability through the next in rank," was unconstitutional, and in contravention of the commission of said Emory, and which said provision of law had been thereby nullified and illegally promulgated by General Order for the government and direction of the army of the United States, as said Andrew Johnson then and there well knew, with intent thereby to induce said Emory in his official capacity as commander of the department of Washington to violate the provisions of said act, and to take and receive, act upon, and obey such orders as he, the said Andrew Johnson, might make and give, and which should not be issued through the General of the army of the United States, according to the provisions of said act, and with the further intent thereby to enable him, the said Andrew Johnson, to prevent the execution of the act entitled "An act regulating the tenure of certain civil offices," passed March second, eighteen hundred and sixty-seven, and to unlawfully prevent Edwin M. Stanton, then being Secretary for the Department of War, from holding said office and discharging the duties thereof, whereby said Andrew Johnson, President of the United States, did then and there commit and was guilty of a high misdemeanor in office.

The question was put, Will the House agree thereto?

Yeas.......................... 108
Nays.................................. 41
Not voting........................................ 40

And it was decided in the affirmative.
The yeas and nays being desired by one-fifth of the members present, those who voted in the affirmative are—

Mr. George H. Adams
Stevenson Archer
Samuel B. Axton
William H. Beaman
James B. Beattie
James Ireland.

Mr. Grenville M. Dodge
Ignatius Donnelly
John F. Driggs
Benjamin Ewing
Thomas D. Eaton
Orange Fairbanks
Thomas S. Ferry
William C. Finlaw
James A. Garfield
Joseph A. Gravelly
George A. Halley
Abner G. Harding
John Hill
Samuel Hoeper
Benjamin F. Hopkins
Chester C. Hubbard
Clyde T. Hubbard
Morris C. Huyler
Eben C. Ingersoll
Thomas A. Jenness
Norman B. Jewell
George W. Julian
William D. Kelley
William H. Kelsey
John H. Ketchem
William H. Kewatt
Addison H. East

Mr. George V. Lawrence
Mr. Hiram Price
William Lawrence
William S. Lincoln
Benjamin F. Lowen
John A. Logan
John Lynch
Rufus Major
James M. Marvin
Horace Maynard
Daniel McClary
Joseph W. McClure
Elysee McFarland
George P. Miller
William Moore
Daniel J. Moreau
James Mollison
William Morgan
James Owen
Charles O'Neill
Godefroy S. Orchard
Albert E. Paine
Sidney Pertuan
John A. Peters
Frederick A. Pike
Daniel Polksey
Theodore M. Preston

Those who voted in the negative are—

Mr. Thomas L. Jones
Mr. Lowie W. Ross
Michael C. Kerr
J. Proctor Knott
Samuel S. Munnell
James E. McDonald
George W. Mungo
William Munson
William E. Noble
John V. L. Pryse
Samuel J. Randell

Those not voting are—

Mr. George W. Anderson
Mr. Jacob H. Ela
Mr. James K. Meekhouse
Mr. Rufus P. Spalding
John Anthony
John A. Parnsworth
John A. Parnsworth
John A. Nicholson
Charles E. Phelps
William A. Plitt
Tobias A. Ploak
John B. Poland
William E. Robinson
Lewis Stokes
Samuel Stedham
Fred E. Woodbridge.

So the ninth article was agreed to.

The remonstrant of the committee to report articles of impeachment was then agreed to.

Subsequently Mr. Boutwell moved a reconsideration of the several votes on the said articles and report; which motion was passed over.

The House then proceeded, in further execution of the resolution of the House of Tuesday last, to the election, by ballot, of seven managers to conduct the said impeachment.

The Speaker having appointed Mr. Poland, Mr. Spalding, Mr. Jenness, and Mr. Blair, tellers;

And nominations having been made, as follows, viz:

By Mr. Poland: Mr. John A. Bingham, Mr. George S. Boutwell, Mr. Benjamin F. Butler, Mr. James F. Wilson, Mr. Thaddeus Stevens, Mr. John A. Logan, and Mr. Thomas Williams;

And Mr. Kerr having been excused from voting, the tellers reported that—

Mr. Bingham received ........................................ 114 votes.
Mr. Boutwell received ........................................ 113 "
Mr. James F. Wilson received .................................. 112 "