

1 is the old fashioned meaning in the Federal Constitution.

2 MR. SYKES: The reason I didn't accept the
3 amendment is to say that the Senate shall do something on
4 oath doesn't say very much unless you specify the oath,
5 and if you say in the Constitution that the oath must be
6 an oath to well and truly try the issue on the impeachment
7 and judicial manner and not be swayed by politics and
8 all that kind of stuff, then you are getting very un-
9 wieldy for constitutional rights.

10 So I agree with Congressman Miller that this
11 doesn't belong.

12 THE CHAIRMAN: The present language, I think,
13 as you pointed out, is that the senators shall be on
14 oath or affirmation to do justice according to the law and
15 evidence.

16 Any further discussion of Mr. Clagett's motion
17 to amend Mr. Sykes' motion?

18 MR. CLAGETT: May I say one further thing? I
19 think it provides that the proceeding shall be on oath
20 and affirmation, that it will then require the forming of
21 such an oath and that would well include the factors we