37TH CONGRESS, 2D SESSION.

H. R. 357.

IN THE HOUSE OF REPRESENTATIVES.

MARCH 12, 1862.

Read twice, ordered to be printed, and recommitted to the Committee on the Territories.

Mr. ASHLEY, from the Committee on the Territories, reported the following bill:

A BILL

To provide a temporary government for the Territory of Arizona.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all that part of the present Territory of New Mexico situate west of a line running due south from the point where the southwest corner of the Territory of Colorado joins the northern boundary of the Territory of New Mexico, to the southern boundary line of said Territory of New Mexico, be, and the same is hereby, erected into a temporary government, by the name of the Territory of Arizona: *Provided,* That nothing contained in the provisions of this act shall be construed to prohibit the Congress of the United States from dividing said Territory, or changing its boundaries, in such manner and at such time as it may deem proper: *Provided,*

http://memory.loc.gov/cgi-bin/ampage?collId=llhb&fileName=037/llhb037.db&recNum=1985

Library of Congress www.loc.gov/teachers

14 *further*, That said government shall be maintained and con-
15 tinued until such time as the people residing in said Territory
16 shall, with the consent of Congress, form a State government,
17 republican in form, as prescribed in the Constitution of the
18 United States, and apply for and obtain admission into the
19 Union as a State, on an equal footing with the original States.

1 SEC. 2. *And be it further enacted*, That the government
2 hereby authorized shall consist of an executive, legislative,
3 and judicial power. The executive power shall be vested in
4 a governor. The legislative power shall consist of a council
5 of nine members and a house of representatives of eighteen.
6 The judicial power shall be vested in a supreme court, to con-
7 sist of three judges, and such inferior courts as the legislative
8 council may by law prescribe; there shall also be a secretary,
9 a marshal, a district attorney, and a surveyor general for said
10 Territory, who, together with the governor and judges of the
11 supreme court, shall be appointed by the President, by and
12 with the advice and consent of the Senate, and the term of
13 office for each, the manner of their appointment, and the
14 powers, duties, and the compensation of the governor, legis-
15 lative assembly, judges of the supreme court, secretary, mar-
16 shal, district attorney, and surveyor general aforesaid, with
17 their clerks, draughtsman, deputies, and sergeant-at-arms,
18 shall be such as are conferred upon the same officers by the
19 act organizing the territorial government of Washington,

http://memory.loc.gov/cgi-bin/ampage?collId=llhb&fileName=037/llhb037.db&recNum=1985

Library of Congress www.loc.gov/teachers

20 which subordinate officers shall be appointed in the same
21 manner, and not exceed in number those created by said act,
22 and which, where it is not inapplicable, is hereby extended to
23 the Territory of Arizona.

1 SEC. 3. *And be it further enacted,* That there shall
2 neither be slavery nor involuntary servitude in the said Terri-
3 tory, otherwise than in the punishment of crimes, whereof
4 the parties shall have been duly convicted; and that, from
5 and after the passage of this act, slavery or involuntary ser-
6 vitude is hereby forever prohibited in all Territories now
7 organized; and all acts and parts of acts, either of Con-
8 gress or of any organized Territory, establishing, regulating,
9 or in any way recognizing the relation of master and slave
10 in any of said Territories, is hereby repealed.

http://memory.loc.gov/cgi-bin/ampage?collId=llhb&fileName=037/llhb037.db&recNum=1985

Library of Congress www.loc.gov/teachers