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LAWS

PASSED AT THE

EXTRA SESSION OF THE NINTH CONGRESS

OF THE

REPUBLIC OF TEXAS

PUBLISHED BY AUTHORITY.

WASHINGTON.
1845

Pt. 3

NINTH CONGRESS—REPUBLIC OF TEXAS.

EXTRA SESSION.

JOINT RESOLUTION

Giving the consent of the existing Government to the annexation of Texas to the United States.

Whereas, the Government of the United States hath proposed the following terms, guarantees, and conditions, on which the people and territory of the Republic of Texas may be erected into a new State, to be called the State of Texas, and admitted as one of the States of the American Union, to wit:

"Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That Congress doth consent that the territory properly included within, and rightfully belonging to the Republic of Texas, may be erected into a new State, to be called the State of Texas, with a republican form of Government, to be adopted by the people of said Republic, by deputies in Convention assembled, with the consent of the existing Government, in order that the same may be admitted as one of the States of this Union.

"2. And be it further resolved, That the foregoing consent of Congress is given upon the following conditions, and with the following guarantees, to wit:

Preamble.
Consent of Congress given to annexation of Texas as a State.

Conditions and guarantees.

2 Joint Resolution of Texas Consenting to Annexation.

Boundaries to be adjusted by U. States.

State Constitution to be adopted and presented.

What to be ceded to the U. States.

What to be retained.

Public debt of Texas not to become a charge upon the U. States.

New States may be formed out of Texian territory.

Missouri Compromise Line established.

"First. Said State to be formed, subject to the adjustment by this Government of all questions of boundary that may arise with other Governments; and the Constitution thereof, with the proper evidence of its adoption, by the people of said Republic of Texas, shall be transmitted to the President of the United States, to be laid before Congress for its final action, on or before the first day of January, one thousand eight hundred and forty-six.

"Second. Said State, when admitted into the Union, after ceding to the United States, all public edifices, fortifications, barracks, ports and harbors, navy and navy-yard, docks, magazines, arms, armaments, and all other property and means pertaining to the public defence, belonging to the said Republic of Texas, shall retain all the public funds, debts, taxes, and dues of every kind, which may belong to or be due and owing said Republic; and shall also retain all the vacant and unappropriated lands lying within its limits, to be applied to the payment of the debts and liabilities of said Republic of Texas, and the residue of said lands, after discharging said debts and liabilities, to be disposed of as said State may direct; but in no event are said debts and liabilities to become a charge upon the Government of the United States.

Third. New States, of convenient size, not exceeding four in number, in addition to said State of Texas, and having sufficient population, may hereafter, by the consent of said State, be formed out of the territory thereof, which shall be entitled to admission under the provisions of the Federal Constitution. And such States as may be formed out of that portion of said territory lying south of thirty-six degrees thirty minutes north latitude, commonly known as the Missouri compromise line, shall be admitted into the Union, with or without slavery, as the people of each State asking admission may desire. And in such State or States as shall be formed out of said territory north of said Missouri compromise line, slavery, or involuntary servitude, (except for crime), shall be prohibited."

And whereas, by said terms, the consent of the existing government of Texas is required—Therefore,

Be it resolved by the Senate and House of Representatives of the Republic of Texas in Congress assembled, That the government of Texas doth consent, that the People and territory of the Republic of Texas, may be erected into a new State, to be called the State of Texas, with a republican form of Government, to be adopted by the People of said Republic, by Deputies in Convention assembled, in order that the same may be admitted as one of the States of the American Union; and said consent is given on the terms, guarantees, and conditions set forth in the Preamble to this Joint Resolution.

Consent of Texas given to annexation as a State.

Sec. 2. Be it further resolved, That the proclamation of the President of the Republic of Texas, bearing date May fifth, eighteen hundred and forty-five, and the election of Deputies to sit in Convention, at Austin, on the fourth day of July next, for the adoption of a Constitution for the State of Texas, had in accordance therewith, hereby receives the consent of the existing Government of Texas.

Consent given to President's proclamation calling convention, and the election of deputies thereto.

Sec. 3. Be it further resolved, That the President of Texas is hereby requested immediately to furnish the Government of the United States, through their accredited Minister near this Government, with a copy of this Joint Resolution; also to furnish the Convention to assemble at Austin, on the fourth of July next, a copy of the same—And the same shall take effect from and after its passage.

President to furnish American Minister, and Convention, with copy of this Joint Resolution.

JOHN M. LEWIS,

Speaker of the House of Representatives.

K. L. ANDERSON,

President of the Senate.

Approved, June 23, 1845.

ANSON JONES.

IN CONVENTION OF THE PEOPLE OF THE REPUBLIC OF TEXAS JULY 4, 1845.

AN ORDINANCE.

Preamble rec- itting the official action of the Congress and President of the United States and of the President and Congress of Texas, in regard to annexation.

Whereas the Congress of the United States of America has passed resolutions providing for the annexation of Texas to that Union, which resolutions were approved by the President of the United States on the first day of March one thousand eight hundred and forty-five; and whereas the President of the United States has submitted to Texas the first and second sections of the said resolution, as the basis upon which Texas may be admitted as one of the States of the said Union; and whereas the existing government of the Republic of Texas has assented to the proposals thus made, the terms and conditions of which are as follows,

JOINT RESOLUTION FOR ANNEXING TEXAS TO THE UNITED STATES.

Resolved, by the Senate and House of Representatives of the United States of America in Congress assembled, That Congress doth consent, that the territory, properly included within, and rightfully belonging to the Republic of Texas, may be erected into a new State, to be called the State of Texas, with a republican form of government, to be adopted by the people of said Republic, by deputies in convention assembled, with the consent of the existing government, in order that the same may be admitted as one of the States of this Union.

Consent of Congress given to annexation as a State.

Conditions and guarantees.

Boundaries to be adjusted by the U. States.

2nd. And be it further resolved, That the foregoing consent of Congress is given upon the following conditions, and with the following guarantees, to wit: First, Said State to be formed, subject to the adjustment by this government, of all questions of boundary that may arise with other governments;

and the Constitution thereof with the proper evidence of its adoption by the people of said Republic of Texas, shall be transmitted to the President of the United States, to be laid before Congress for its final action, on or before the first day of January, one thousand eight hundred and forty-six. Second, Said State, when admitted into the Union, after ceding to the United States all public edifices, fortifications, barracks, ports and harbors, navy and navy yards, docks, magazines, arms and armaments, and all other property and means pertaining to the public defence belonging to the said Republic of Texas, shall retain all the public funds, debts, taxes, and dues of every kind, which may belong to or be due & owing to the said Republic; and shall also retain all the vacant and unappropriated lands lying within its limits, to be applied to the payment of the debts and liabilities of said Republic of Texas, and the residue of said lands, after discharging said debts and liabilities, to be disposed of as said State may direct; but in no event are said debts and liabilities to become a charge upon the government of the United States. Third, New States of convenient size, not exceeding four in number, in addition to said State of Texas, and having sufficient population, may hereafter, by the consent of said State, be formed out of the territory thereof, which shall be entitled to admission under the provisions of the Federal Constitution. And such states as may be formed out of that portion of said territory lying south of thirty-six degrees thirty minutes north latitude, commonly known as the Missouri Compromise Line, shall be admitted into the Union, with or without slavery, as the people of each State, asking admission may desire. And in such State or States, as shall be formed out of said territory: north of said Missouri Compromise Line, slavery or involuntary servitude (except for crime) shall be prohibited.

Now, in order to manifest the assent of the people of this Republic as required in the above recited portions of the said resolutions: We the deputies

State Constitution to be adopted and presented.

What to be ceded to the U. States.

What to be retained.

a Public debt of Texas.

New States may be formed out of Texian territory.

Missouri Compromise Line established.

of the people of Texas in convention assembled in their name and by their authority, do ordain and declare, that we assent to, and accept the proposals, conditions and guarantees contained in the first and second sections of the resolution of the Congress of the United States aforesaid.

Done at the city of Austin, Republic of Texas July 4th 1845

THO. J. RUSK, President.

PHIL. M. CUNY	JOS. L. HOGG,
H. G. RUNNELS	CHAS. S. TAYLOR
ROBERT M. FORBES	DAVID GAGE
SAM. LUSK	HENRY J. JEWETT
JNO. CALDWELL	CAVITT ARMSTRONG
JOSE ANTONIO NAVARRO	JAMES POWER
GEO. WM. BROWN	ALBERT H. LATIMER
GUSTAVUS A. EVERTS	WM. C. YOUNG
LEMUEL DALE EVANS	J. PINCKNEY HENDERSON
J. B. MILLER	NICHOLAS H. DARNELL
R. E. B. BAYLOR	EMERY RAINS
J. S. MAYFIELD	A. W. O. HICKS
R. BACHE	JAMES M. BURROUGHS
JAMES LOVE	H. L. KINNEY
WM. L. HUNTER	WILLIAM L. CAZNEAU
JOHN D. ANDERSON	A. S. CUNNINGHAM
ISAAC PARKER	ABNER S. LIPSCOMB
P. O. LUMPKIN	JOHN HEMPHILL
FRANCIS MOORE, JR.	VAN R. IRION
ISAAC W. BRASHEAR	VOLNEY E. HOWARD
ALEXANDER MCGOWAN,	E. H. TARRANT
ISAAC VAN ZANDT	FRANCIS M. WHITE
S. HOLLAND	JAMES DAVIS
EDWARD CLARK	GEORGE T. WOOD
GEO. W. SMYTH	G. W. WRIGHT
JAMES ARMSTRONG	H. R. LATIMER
JOHN M. LEWIS	W. B. OCHILTREE
JAMES SCOTT	OLIVER JONES
ARCHIBALD McNEILL	B. C. BAGBY
A. C. HORTON	CHS. BELLINGER STEW-
ISRAEL STANDEFER	ART

Attest
Jas. H. Raymond,
Secretary of the Convention.