

Schedule

Section 1. For the purpose of taking the vote of the electors of the State for the acceptance or rejection of this Constitution, an election shall be held on the Second Monday of November in the year 1857, to be conducted according to existing laws regulating the election of Delegate in Congress, so far as applicable, except as herein otherwise provided.

Section 2. Each elector who offers to vote upon this Constitution shall be asked by the judges of election this question,

"Do you vote for the Constitution Yes or No?"
And also this question,

"Do you vote for Slavery in Oregon Yes or No?"
And also this question,

"Do you vote for free negroes in Oregon Yes or No?"
And in the poll books shall be columns headed respectively, "Constitution Yes," "Constitution No," "Slavery Yes," "Slavery No," "Free Negroes Yes," "Free Negroes No." And the names of the electors shall be entered in the poll books, together with their answers to the said questions, under their appropriate heads. The abstracts of the votes transmitted to the Secretary of the Territory shall be ^{publicly} opened and canvassed by ~~him~~ the Governor

~~and Secretary.~~ and Secretary, or by either of them in the absence of the other; and the Governor, or in his absence the Secretary, shall forthwith issue his proclamation, and publish the same in the several newspapers printed in this State, declaring the result of the said election upon each of the said questions.

Section 3. If a majority of all the votes given for and against the Constitution shall be given for the Constitution, then this Constitution shall be deemed to be approved and accepted by the electors of the State, and shall take effect accordingly; and if a majority of such votes shall be given against the Constitution, then this Constitution shall be deemed to be rejected by the electors of the State, and shall be void.

Section 4. If this Constitution shall be accepted by the electors, and a majority of all the votes given for and against Slavery shall be given for Slavery, then the following Section shall be added to the Bill of Rights, and shall be part of this Constitution, "Section—
 "Persons lawfully held as slaves in any State

"territory or district of the United States
 "under the laws thereof may be brought
 "into this State; and such Slaves and their
 "descendants may be held as Slaves within
 "this State, and shall not be emancipated
 "without the consent of their owners."

And if a majority of such votes shall be
 given against Slavery, then the foregoing
 section shall not, but the following section
 shall, be added to the Bill of Rights, and
 shall be part of this Constitution, "Sec=
 "tion —. "There shall be neither Slavery nor
 "involuntary servitude in this State otherwise
 "than as a punishment for crime whereof
 "the party shall have been duly convicted."

And if a majority of all the votes given
 for and against free negroes shall be
 given ^{against} free negroes, then the following
 section shall be added to the Bill of Rights,
 and shall be part of this Constitution, "Section
 " —. "No free negro or mulatto, not residing
 "in this State at the time of the adoption
 "of this Constitution, shall ever come reside
 "or be within this State, or ~~hold~~ ^{any} real
 "estate or make any contract or main=
 "tain any suit therein; and the Legislative
 "Assembly shall provide by penal laws

"for the removal, by public officers, of all
 "such negroes and mulattoes, and for
 "their effectual exclusion from the state,
 "and for the punishment of persons
 "who shall bring them into the state
 "or employ or harbor them therein."

Section 5. Until an enumeration of the white
 inhabitants of the state shall be made, and the Senators
 and Representatives apportioned as directed in this
 constitution, the County of Marion shall have
 two Senators and four Representatives, Linn two Sen-
 ators and four Representatives, Lane ^{two} ~~two~~ Senators and
 three Representatives, ^{+ Wasco} Clackamas ^{jointly} one Senator ^{Clackamas} and three
 Representatives, ^{and Wasco are Representatives} Yamhill one Senator and two Repre-
 sentatives, Polk one Senator and two Representatives,
 Benton one Senator and two Representatives, Multnomah
 and ~~Wasco~~ one Senator ^{jointly} and ~~Multnomah~~ two
 Representatives ~~and Wasco one Representative~~; Wash-
 ington Columbia Clatsop and Tillamook one Senator jointly
 and Washington one Representative and Washington and Colum-
 bia one Representative jointly and Clatsop and Tillamook
 one Representative jointly, Douglas one Senator and
 two Representatives, Jackson one Senator and ~~three~~ three Repre-
 sentatives, Josephine one Senator and one Representative,
 Umpqua Coos and Curry one Senator jointly and Umpqua
 one Representative and Coos and Curry one Representative jointly.

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Section 6. If this constitution shall be ratified, an election shall be held on the first Monday of June 1858., for the election of members of the Legislative Assembly, a Representative in Congress and State and County officers; and the Legislative Assembly shall convene at the Capital on the first Monday of July 1858., and, ~~at the time prescribed by this Constitution,~~ proceed to elect two Senators in Congress, and make such further provision as may be necessary to the complete organization of a State government.

Sec 7 All laws in force in the Territory of Oregon when this Constitution takes effect, and consistent therewith, shall continue in force until altered or repealed.

Sec 8 All officers of the Territory of Oregon, or under its laws, when this Constitution takes effect, shall continue in ~~force~~ ^{office} until superseded by the state authorities.

Sec 9 Crimes and misdemeanors committed against the Territory of Oregon, shall be punished by the state as they might have been punished by the Territory if the change of government had not been made.

Sec 10. All property and rights of the Territory and of the several Counties, subdivisions, and political bodies Corporate of or in the Territory, including fines, penalties, forfeitures, debts and claims of whatsoever nature, and recognizances, obligations and undertakings to or for the use of the Territory, or any County, political Corporation, officer or otherwise, to or for the public, shall enure to the state, or remain to the County, local division, Corporation, officer or public, as if the change of government had not been made. And private rights shall not be affected by such change.

Article on Schenck

Read first time Sept.

11th & revised

printed

Read 2^d time Sept 15th

& referred to Committee
of the whole

Reported back from

Committee of the whole
with amendments —

Sept 13th 1834

insert after the word "after" in 2nd line the
words "or existing at the time of"

Adopted

Williams

"nor shall any money be appropriated
for the payment of any religious
services in either house of the
Legislature Assembly"

Adopted