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O.M.C.  
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# STATE OF NEW-YORK.

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No. 1.

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## IN SENATE,

JANUARY 5, 1858.

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Offered by Mr. DIVEN—laid on the table, and ordered printed.

### CONCURRENT RESOLUTIONS

#### Relative to Territorial Legislation.

1 *Resolved*, That the right in Congress to govern is incidental and  
2 necessary to the right to acquire and hold territory; that in providing  
3 a government for a territory under this right, it should be based upon  
4 the popular will of the lawful inhabitants of the territory, subject to  
5 the constitution, laws, treaties and compacts of the United States; that  
6 the admission of a territory into the union as a state, should be upon  
7 the voluntary application of the people of the territory, with a constitu-  
8 tion of their own choice, republican in form, and not in conflict with  
9 any of the laws or ordinances of the general government.

1 *Resolved*, That the attempt on the part of the administration of the  
2 general government, to force upon the territory of Kansas a constitution  
3 that is known to be opposed by a large majority of the inhabitants, is  
4 repugnant to the principles of self-government, is a violation of the  
5 pledges of Congress in the act organizing the territory, and an act  
6 fraught with danger to the peace and liberty of the country.