

ACTS,
RESOLUTIONS AND MEMORIALS
ADOPTED BY THE
FOURTH LEGISLATIVE ASSEMBLY
OF THE
TERRITORY OF ARIZONA.

SESSION BEGUN ON THE FOURTH DAY OF SEPTEMBER, AND ENDED
ON THE SEVENTH DAY OF OCTOBER, A. D. 1867,
AT PRESCOTT.

PRESCOTT:
OFFICE OF THE ARIZONA MINER,
OFFICIAL PAPER OF THE TERRITORY.
1868.

have failed or refused to join in said work; all of which shall be sustained by the oath or affirmation of one or more of the parties applying; and upon such application being made the clerk of the said court shall post a notice at the office of the County Recorder and in two other conspicuous places within the district, stating the application and notifying the parties interested that unless they appear within sixty days and show good cause why the prayer of the petitioner should not be granted, that the same will be granted if good cause can be shown.

SEC. 4. At the expiration of said sixty days, if the party or parties notified do not appear and show good cause why the prayer of the petitioner should not be granted, the court shall appoint two commissioners to go upon the ground and segregate the claims of the parties refusing to join; and in case they do not agree, they to choose a third party; and said commissioners shall make a report in writing to said court, who shall issue a decree in conformity with said report, which shall be final except appeal be taken to the Supreme Court within thirty days after issuance thereof.

SEC. 5. The provisions of this act shall not apply to the county of Yavapai.

SEC. 6. All acts and part of acts in conflict with the provisions of this act are hereby repealed.

SEC. 7. This act to take effect and be in force from and after its passage.

APPROVED September 30, 1867.

AN ACT

To prevent the improper use of Deadly Weapons and the Indiscriminate use of Fire Arms in the Towns and Villages of the Territory.

Be it enacted by the Legislative Assembly of the Territory of Arizona :

SECTION 1. That any person in this Territory, having, carrying or procuring from another person, any dirk, dirk knife, bowie knife, pistol, gun, or other deadly weapon, who shall in the presence of two or more persons, draw or exhibit any of said deadly weapons in a rude, angry or threatening manner, not in necessary self defence, or who shall in any manner unlawfully use the same in any fight or quarrel, the person or persons so offending upon conviction thereof in any criminal court

in any county of this Territory, shall be fined in any sum not less than one hundred nor more than five hundred dollars or imprisonment in the county jail not less than one nor more than six months, in the discretion of the court; or both such fine and imprisonment, together with the cost of prosecution.

SEC. 2. That any person or persons having or carrying any pistol or gun who shall in the public streets or highways discharge the same indiscriminately, thereby disturbing the peace and quiet, and endangering the lives of the inhabitants of any town or neighborhood in this Territory, such person or persons upon conviction thereof before any Justice of the Peace in the county where such offence may be committed shall be fined in any sum not less than ten nor more than fifty dollars and imprisonment in the county jail not less than two nor more than ten days, in the discretion of the Justice of the Peace, together with the cost of prosecution.

SEC. 3. It shall be the duty of all sheriffs, deputy sheriffs, constables, and all peace officers and private citizens to see that the provisions of section second of this act are enforced, by informing on all persons violating its provisions, by having them arrested and brought before the proper officer for trial and punishment.

SEC. 4. It is hereby made the duty of all civil and peace officers in this Territory to be diligent in carrying into effect the provisions of section one of this act, as well also as all grand juries, or grand jurors, to enquire into and make presentment of each and every offence against the provisions of said section one of this act which shall come within their knowledge. And it is also made the duty of all judges in this Territory to give said section one in charge of the grand juries at each term of their respective courts.

SEC. 5. This act shall take effect and be in force from and after its passage.

APPROVED September 30, 1867.

AN ACT

Amendatory of an act entitled "An Act authorizing the Board of Supervisors of Yavapai County to levy a Special Tax for the purpose of raising funds to purchase the necessary Grounds and to erect thereon a Jail," approved November 6th, 1866.

Be it enacted by the Legislative Assembly of the Territory of Arizona:

SECTION 1. Said act is hereby amended so as to read as follows: