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An act Concerning Costs in Criminal Cases.

Colorado General Assembly

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AN ACT

To Amend Chapter Eighteen of the Revised Statutes of Colorado Territory, entitled "Corporations."

Be it enacted by the Council and House of Representatives of Colorado Territory:

SECTION 1. That article two (2) of chapter eighteen of the Revised Statutes of Colorado Territory, entitled "Corporations," be and the same is hereby amended so that any and all corporations organized under the provisions of said chapter for the purpose of providing, holding, maintaining, and keeping in repair, a place or places for the burial of the dead, may receive and hold, by gift, devise, grant, purchase, or otherwise, property, real and personal, or either, not exceeding in value the sum of one hundred thousand dollars.

SEC. 2. That said article two be and the same is hereby further amended so that corporations organized under said chapter eighteen for the purpose or purposes mentioned in the foregoing section shall not be compelled to wait until the final dissolution of the corporation before declaring dividends upon its stock, but may declare dividends from time to time, in the same manner as any other corporation formed under the provisions of said chapter is allowed by law to do.

Approved February 11, 1876.

AN ACT

Concerning Costs in Criminal Cases.

Be it enacted by the Council and House of Representatives of Colorado Territory:

SECTION 1. Hereafter no person shall be prosecuted, nor held to bail in any Justice's, Probate or District Court, except there shall be first filed with the Justice of the Peace

or Clerk of the Court in which such prosecution is instituted, the affidavit of some person which shall contain a statement of the facts relied upon to support such prosecution, and such person styled the prosecuting witness.

SEC. 2. If, upon the trial or hearing of any such case, or examination, it shall appear that such prosecuting witness had not sufficient cause to make such complaint, and the person charged, shall, upon such hearing or trial, be acquitted or discharged, it shall be the duty of the Court or Justice before whom the same is tried, to tax all the costs against such prosecuting witness, and enter a judgment against him therefor.

Approved February 7, 1876.

AN ACT

Concerning Costs in Criminal Cases.

Be it enacted by the Council and House of Representatives of Colorado Territory:

SECTION 1. The costs in criminal cases shall be paid by the county in which the offense is committed, when the defendant shall be convicted and shall be unable to pay them. In all cases in which the defendant is acquitted, the costs shall be paid by the county in which the offense was committed, unless the prosecutor shall be adjudged to pay them; and the County Commissioners of any county may, in their discretion, pay the costs of preliminary examinations, except in cases of preliminary examinations in which the prosecutor shall have been adjudged liable to pay the costs.

Approved February 11, 1876.