

1877

**An act to submit to the qualified electors of the state of Colorado, an amendment to section twenty-nine, article VI, of the constitution of the sate of Colorado, concerning the judicial department.**

Colorado General Assembly

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## CHAPTER XVI.

## COMMON LAW.

[Revised Statutes Chap. XVI.]

Common law of  
England and  
acts of British  
Parliament prior  
to fourth year of  
James I, adopt-  
ed, with certain  
exceptions, as  
rule of decision.

156. SECTION 1. The common law of England, so far as the same is applicable and of a general nature, and all acts and statutes of the British Parliament, made in aid of or to supply the defects of the common law prior to the fourth year of James the First, (excepting the second section of the sixth chapter of forty-third Elizabeth, the eighth chapter of thirteenth Elizabeth and ninth chapter of thirty-seventh Henry Eighth,) and which are of a general nature, and not local to that kingdom, shall be the rule of decision, and shall be considered as of full force until repealed by legislative authority.

## CHAPTER XVII.

## CONSTITUTIONAL AMENOMENTS.

AN ACT TO SUBMIT TO THE QUALIFIED ELECTORS OF THE STATE OF COLORADO, AN AMENDMENT TO SECTION TWENTY-NINE, ARTICLE VI, OF THE CONSTITUTION OF THE STATE OF COLORADO, CONCERNING THE JUDICIAL DEPARTMENT.

*Be it enacted by the General Assembly of the State of Colorado:*

Proposed  
amendment to  
Sec. 29, Article  
VI, to be sub-  
mitted to vote at  
next general  
election.

157. SECTION 1. That there shall be submitted to the qualified electors of the state of Colorado, at the next general election for members of the general assembly, for their approval or rejection, the following proposed amendment to the Constitution of the state of Colorado: which when ratified by a majority of those voting thereon shall be valid as part of the Constitution, to-wit: Section twenty-nine of article VI, of the Constitution of the State of Colorado, be stricken out and in lieu thereof, there be inserted the following words for section twenty-nine: "All officers provided for in this article excepting judges of the supreme court shall respectively reside in the district, county, precinct, city or town, for which they may be elected or

appointed. Vacancies occurring in any of the offices provided for in this article shall be filled by appointment as follows: of judges of the supreme and district courts, by the governor; of district attorneys, by the judge of the court of the district for which such attorney was elected; and of all other judicial officers by the board of county commissioners of the county wherein the vacancy occurs. Judges of the supreme, district and county courts appointed under the provisions of this section shall hold office until the next general election and until their successors elected thereat shall be duly qualified."

158. SEC. 2. Each elector voting at said election, shall deposit in the ballot box a ticket, whereon shall be written or printed, "For the amendment," or the words "Against the amendment." Ballots to be for or against amendment.

159. SEC. 3. The votes cast for the adoption or rejection of said amendment, shall be canvassed, and the result determined, in the manner provided by the laws of the state, for the canvass of votes for representative in congress. Canvass of votes

Approved February 23, 1877.

## CHAPTER XVIII.

### CONVEYANCES.

[Revised Statutes, Chapter XVII.]

160. SECTION 1. Any person, association of persons, body politic or corporate, who shall be entitled to hold real estate, or any interest in real estate whatever, shall be authorized to convey the same to another, or others, or body corporate or politic, by deed. Who may convey real estate by deed.

161. SEC. 2. Livery of seisin shall in no case be necessary for the conveyance of any lands, tenements or hereditaments. Livery of seisin not necessary to conveyance.

162. SEC. 3. No estate in joint tenancy, in any land, tenements or hereditaments, shall be held or claimed under any grant, devise or conveyance whatsoever hereafter made, other than to executors and trustees, unless the No estate in joint tenancy, save to executors and trustees, unless expressly declared in conveyance.