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Amending 118-7-1 Colorado Revised Statutes 1963, Concerning Limitation of Actions Affecting Real Property

Colorado General Assembly

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Recommended Citation

Colorado General Assembly, "Amending 118-7-1 Colorado Revised Statutes 1963, Concerning Limitation of Actions Affecting Real Property" (1967). *Session Laws 1951-2000*. 4289.
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CHAPTER 223

REAL PROPERTY

LIMITATION OF ACTIONS AFFECTING REAL PROPERTY

(House Bill No. 1140. By Representatives Mackie and Grimshaw; also Senators Cisneros, Hewett, Lucas, Oliver, Perrill, Scott, Thomas, and Williams.)

A N A C T

AMENDING 118-7-1, COLORADO REVISED STATUTES 1963, CONCERNING LIMITATION OF ACTIONS AFFECTING REAL PROPERTY.

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

Section 1. 118-7-1, Colorado Revised Statutes 1963, is amended to read:

118-7-1. **Limitation of eighteen years.**—(1) No person shall commence or maintain an action for the recovery of the title or possession, or to enforce or establish any right or interest, of or to real property, or make an entry thereon, unless commenced within eighteen years after the right to bring such action or make such entry shall first have accrued, or within eighteen years after he or those from, by, or under whom he claims, have been seized or possessed of the premises. Eighteen years adverse possession of any land shall be conclusive evidence of absolute ownership.

(2) THE LIMITATION PROVIDED FOR IN SUBSECTION (1) OF THIS SECTION SHALL NOT APPLY AGAINST THE STATE, COUNTY, CITY AND COUNTY, CITY, IRRIGATION DISTRICT, PUBLIC, MUNICIPAL, OR QUASI-MUNICIPAL CORPORATION, OR ANY DEPARTMENT OR AGENCY THEREOF. NO POSSESSION BY ANY PERSON, FIRM, OR CORPORATION, NO MATTER HOW LONG CONTINUED, OF ANY LAND, WATER, WATER RIGHT, EASEMENT, OR OTHER PROPERTY WHATSOEVER DEDICATED TO OR OWNED BY THE STATE OF COLORADO, OR ANY COUNTY, CITY AND COUNTY, CITY, IRRIGATION DISTRICT, PUBLIC, MUNICIPAL, OR QUASI-MUNICIPAL CORPORATION, OR ANY DEPARTMENT OR AGENCY THEREOF, SHALL EVER RIPEN INTO ANY TITLE, INTEREST, OR RIGHT AGAINST THE STATE OF COLORADO, OR SUCH COUNTY, CITY AND COUNTY, CITY, PUBLIC, MUNICIPAL, OR QUASI-MUNICIPAL CORPORATION, IRRIGATION DISTRICT, OR ANY DEPARTMENT OR AGENCY THEREOF.

Section 2. **Safety clause.**—The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

Approved: April 28, 1967.