

An Act

To Establish the "County of Teller, and the Temporary County Seat thereof: - Providing for the Appointment of its Precincts and County Officers, Fixing the terms of Court therein, and Attaching the same to Certain Congressional, Senatorial, Representative, Judicial and Normal Districts.

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

Section 1. That so much of the Counties of El Paso and Fremont as is included within the following described boundaries shall be set apart and is hereby established as a County to be called the County of Teller, and the boundaries are as follows, to-wit: -

Beginning at the northeast corner of Fremont County at the intersection of the line between ranges sixty-seven (67) and sixty-eight (68) West of the sixth principal meridian, with the line between townships fifteen (15) and sixteen (16) south; thence north on the line between ranges sixty-seven (67) and sixty-eight (68), seven (7) miles, more or less, to the corner common to Sections thirty (30) and thirty-one (31), township fourteen (14) south, range sixty-seven (67) West, and sections twenty-five (25) and thirty-six (36), township fourteen (14) south of range sixty-eight (68) West; thence westerly along section lines, seven (7) miles more or less, to the corner common to sections twenty-five (25) twenty-six (26), thirty-five (35) and thirty-six (36), in township fourteen (14) south, range sixty-nine (69) West; thence north on section lines, five (5) miles more or less, to the corner common to sections one (1) and two (2), township fourteen (14) south, range sixty-nine (69) West, and sections thirty-five (35) and thirty-six (36), township thirteen (13) south, range sixty-nine (69) West; thence east, two miles (2), along township line to corner common to sections five (5) and six (6), township fourteen (14) south, range sixty-eight (68) West, and sections thirty-one (31) and thirty-two (32), township thirteen (13) south, range sixty-eight (68) West; thence north along section lines, eighteen (18) miles, more or less, to the north section corner common to sections five (5) and six (6), township eleven (11) south, range sixty-eight (68) West; thence west along

the south boundary line of Douglas County sixteen (16) miles, more or less, to the northwest corner of section three (3), township eleven (11) south, range seventy-one (71) west, being a point on the easterly boundary line of the County of Park; thence south along the easterly boundary line of Park County thirty (30) miles, more or less, to the line between townships fifteen (15) and sixteen (16) south, being a point on the north boundary line of the County of Fremont; thence east along the north boundary line of Fremont County five (5) miles, more or less, to the northeast corner of section five (5), township sixteen (16) south, range seventy (70) west; thence south along section lines three (3) miles, more or less, to the corner common to sections sixteen (16) and seventeen (17), twenty (20) and twenty-one (21) of township sixteen (16) south of range seventy (70) west; thence east along section lines, sixteen (16) miles, more or less, to line between ranges sixty-seven (67) and sixty-eight (68) west; thence north on said range line three (3) miles, more or less, to place of beginning.

Section 2. - The County seat of said county is hereby established temporarily at the City of Cripple Creek where it shall remain until the permanent county seat shall have been selected and established as provided by law.

Section 3. - All county and precinct officers who reside in that part of the counties of El Paso and Fremont that is hereby made the County of Teller, shall hold their respective offices for the terms for which they have been elected or appointed, and they are hereby declared to be legal officers of said Teller County; and the Governor shall appoint such other officers as may be necessary to carry on the County government of said County of Teller, who shall hold their respective offices until the next general election in said county of Teller, and until their successors shall be duly elected and qualified according to law.

Section 4. - There shall be held annually in said County of Teller, three (3) terms of the District Court, commencing, respectively, on the first Monday in February, the first Monday in May, and the second Monday in September; and each of said terms shall be held for a period of not less than sixty (60) days from the commencement thereof.

Section 5. - All suits, and proceedings, civil and criminal, now pending in the District and County courts of the Counties of El Paso and Fremont, wherein the cause of action accrued, or the offense is alleged to have been committed within the territory included within the boundaries of the County of Teller; and all actions now pending in said courts for, the recovery of real property, or of any interest therein, or for the determination of any form of such right or interest, or for injuries to or partition of real property, or for the foreclosure of a mortgage of real property, where the subject of the action is situated within the territory included within the boundaries of the County of Teller; and all civil cases now pending in said Courts wherein the defendant, or a majority of the defendants, if there be more than one, reside in said county of Teller, shall, as soon as the said county of Teller is organized, be transferred by the Clerks, on an order of the respective judges of said courts, to the Courts of like jurisdiction in said county of Teller.

Section 6. - There shall be held annually in the County of Teller six (6) terms of the County Court, commencing, respectively, on the first Monday in the months of January, March, May, July, September, and November.

Section 7. - The present indebtedness of each of the counties of El Paso and Fremont shall be apportioned between the counties of El Paso and Fremont, respectively, and the county of Teller in proportion to the ratio of taxable property included in that part of said counties of El Paso and Fremont, respectively, that is now included in the boundaries of the County of Teller, to the taxable property of said counties of El Paso and Fremont, respectively, as shown by the assessment rolls for the year 1898.

Section 8. - The county Treasurers of the counties of El Paso and Fremont shall, as soon as the said county of Teller shall be organized, pay over to the County Treasurer of said County of Teller all moneys and funds in their hands credited to the different school districts included within the boundaries of the said county of Teller for the use and benefit of said school districts.

Section 9. - All moneys and funds in the hands of the County Treasurer of said County of Teller shall be paid over to the County Treasurer of said County of Teller for the use and benefit of said school districts.

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and all moneys that may hereafter come into the treasuries of said counties, from the taxes for the year 1898, and previous years, together with all moneys arising from the redemption of lands sold for taxes for the year 1898, and previous years, and bid in by said counties of El Paso and Fremont, and from all other sources of revenue, shall be apportioned between the counties of El Paso and Fremont, respectively, and the said county of Teller in proportion to the ratio which the taxable property of that portion of the counties of El Paso and Fremont, respectively, that is now included within the boundaries of the County of Teller, bears to the taxable property of said counties of El Paso and Fremont, respectively, as shown by the assessment rolls for the year 1898.

Section 10. The Board of County Commissioners of the county of Teller, in connection with the respective Boards of County Commissioners of the Counties of El Paso and Fremont, shall have full power and authority to adjust and settle all matters of revenue proper to be adjusted on account of the formation of the new County of Teller; and also to apportion the indebtedness and the money and revenue of said counties of El Paso and Fremont, as specified in sections 7, 8, and 9 of this act; and for these purposes the said commissioners of the county of Teller shall meet the commissioners of the county of El Paso at Colorado Springs, State of Colorado, and the commissioners of the county of Fremont, at Canon City, State of Colorado, upon ten (10) days notice being given by the commissioners of one county to the commissioners of the other county at any time after the officers of the county of Teller shall have been appointed and qualified; and a majority of said united boards of commissioners shall be a legal quorum to adjust said revenue and indebtedness. From the decisions and adjustments so made by the said board or boards of commissioners, any county interested, or any person aggrieved, may appeal to the District court of the judicial district in which the county in which such adjustment is being made is situated, as in other cases of appeal allowed from the Board of County Commissioners to the District court; and upon such appeal, a change of venue may be taken as in other civil cases, upon good cause shown by either party to such proceedings. In case there should

be no quorum, present at any such meeting between the commissioners of the county of Teller and the commissioners of El Paso county or the commissioners of Fremont county or in case said commissioners of either of said counties fail to agree with the commissioners of the county of Teller on the adjustment of the revenue and the apportionment thereof and the apportionment of the indebtedness, then at the request of either of the Boards of county commissioners, the Governor of the State is hereby authorized and required to appoint some disinterested person to adjust and settle said matter of revenue and funds. From the decisions and adjustments so made by said commissioners, appointed by the Governor, an appeal may be had, as above provided with reference to appeals from the decisions and adjustments made by the boards of county commissioners. - The expense of said arbitration, if any, shall be divided between the counties of El Paso and Fremont, respectively, and the County of Teller, and shall be paid in equal proportions by the counties interested.

Section 11. - The Board of County Commissioners of the county of Teller shall, as soon as practicable after said county shall be organized, receive bids for making transcripts of the records of said counties of El Paso & Fremont, of all property situated in the county of Teller and transcribing the same, as provided by law, into the proper record books to be provided by the said county of Teller for that purpose; and the said board of county commissioners of said county of Teller shall award such contract to the lowest responsible bidder therefor; and for the faithful performance of said contract said board of County commissioners shall require a good and sufficient bond in the sum of fifty thousand dollars (\$50,000.00), to be approved by said board of county commissioners. The county clerks and recorders of the counties of El Paso and Fremont shall afford every reasonable opportunity for transcribing such records. The board of county commissioners may reject any and all bids for transcribing said records in case the lowest bid is deemed by said county Commissioners to be too high.

Section 12. For the purposes of fixing Fees chargeable and to be collected by county,

precinct and other officers, and for the purpose of providing for and regulating the compensation of county, precinct and other officers, the said County of Teller shall be a county of the second class.

Section 13. The said county of Teller is hereby attached to and made a part of the second congressional district, the third senatorial district, the fourth judicial district and the fifth normal institute district, and is hereby attached to El Paso county for representative purposes.

Section 14. In the opinion of the General Assembly, an emergency exists, and therefore, this act shall take effect and be in force from and after its passage.

Signed Francis Carney
President of the Senate

Signed William G. Smith
Speaker of the House of Representatives

Signed Charles S. Thomas
Governor of the State of Colorado

Approved this 23rd day of
March A.D. 1899 at 10 o'clock A.M.

Endorsed.
State of Colorado,
Senate Bill No. 52.

An act to establish the county of Teller and the temporary county seat thereof: - providing for the appointment of its precinct and county officers, fixing the terms of court therein, and attaching the same to certain congressional, senatorial, representative, judicial and normal districts.

State of Colorado, ss.
This act originated in the Senate.

H. D. Sales
Secretary

State of Colorado } ss.
Secretary's office,

This Act was filed in my
office this 23rd day of March A.D. 1899,
at 10:10 o'clock A.M.

Olmer F. Beckwith
Secretary of State.

By H. W. Havens,
Deputy Secretary.

March 28th day Term, 18th 1899

Special meeting

Cripple Creek Colo March 28-9

The County Commissioners of Teller County, appointed by the Governor of Colo, and consisting of A. G. Burton and E. W. Pfeiffer present, met at Cripple Creek, Colo, this 28th day of March A.D. 1899.

On motion Mr E. W. Pfeiffer, one of said Commissioners was elected Chairman and Mr. A. G. Burton, Secretary of the meeting.

Mr. E. W. Pfeiffer then took the chair and announced that the first order of business to come before the Board would be the election of a regular chairman of the Board of County Commissioners to serve for the ensuing year or until the successor of the present Board had been elected.

Mr E. W. Pfeiffer was placed in nomination for Chairman of the Board. This nomination was duly seconded and on the question being put he was ~~un~~unanimously elected Chairman of the Board of County Commissioners of Teller County for the year 1899 or until his successor was duly elected and qualified.

Mr E. W. Pfeiffer then took the chair as the regular chairman of the Board.

On motion the Board of Commissioners adjourned until 10.30 A.M. March 29-99 at Jones & Butters office in the Masonic Block.

Signed

E. W. Pfeiffer E. W. Pfeiffer.
Chairman

Special meeting

Wednesday

Cripple Creek Mch 29 - 99

Pursuant to adjournment, the Board of County Commissioners for Teller County met at rooms of Jones & Butler, - Present A.G. Burton and C.L. Herrington, - In absence of E.W. Pfeiffer, Chairman, A.G. Burton was chosen Chairman Pro-tem. C.L. Herrington was chosen Secretary. -

Moved by Mr Herrington, seconded by Mr Burton that J. T. Stewart be and is hereby appointed Sheriff, J. W. Gaughan, Clerk and Recorder, M. J. Cramer Treasurer, Edward Bell Assessor, W. P. Seeds, County Judge, Mary C. Haug, County Supt of Schools, Thos. F. Dunn, Coroner, and Thornton St. Thomas, County Attorney, of and for the New County of Teller, to act in their respective capacities until the next general election or until their successors are duly elected and qualified.

The Clerk was instructed to notify said officers of their appointment.

Mr Burton offered the following resolution. Resolved, that the official seal of Teller County be as follows, "The words, Teller County Colorado", in a circle, with the word "Seal" in the center, thus; - resolution seconded by Mr Herrington and on motion duly put and Carried.

On motion Board adjourned,

Approved, A.G. Burton.

Chairman pro-tem.
Signed C.L. Herrington
Secy Pro-tem.