

Ordinances of the City of Grand Junction, Colorado

ORDINANCE NO. 212.

AN ORDINANCE TO PROVIDE FOR ESTABLISHING AND MAINTAINING PERMANENT REGISTRATION LISTS OF ALL QUALIFIED ELECTORS IN ELECTION PRECINCTS WITHIN THE CITY OF GRAND JUNCTION, FOR USE IN MUNICIPAL ELECTIONS; TO PROVIDE FOR PUNISHING ALL VIOLATIONS THEREOF, AND FOR THE APPOINTMENT OF JUDGES FOR SPECIAL ELECTIONS WHERE NO CANDIDATES ARE TO BE VOTED ON.

Be it Ordained by the City Council of the City of Grand Junction, Colorado:

Section 1. No person shall hereafter be permitted to vote at any municipal election, whether general or special, in the City of Grand Junction, without first having been registered within the time and in the manner and form required by the provisions of this ordinance.

Sec. 2. It shall be the duty of the Clerk of the City of Grand Junction, within ten days after the going into effect of this ordinance, to make a copy in the registration books provided for in Section 9, of all the names and all the data connected therewith, shown on the registration books used in the regular city election, held in November, 1911, emitting therefrom, however, the names of all persons not shown by the poll books of the various precincts to have voted in the said 1911 election. The Clerk shall also copy in the said registration books the names and the data connected therewith shown on the latest registration lists in the office of the County Clerk of Mesa County, Colorado, from the various precincts of the City of Grand Junction, emitting therefrom, however, first, the names already copied as hereinbefore provided, except where registered in a different precinct or from a different address, in which case the latest registration in point of time shall be copied, and the one first made emitted; second, the names of all persons not shown by the poll books of the various precincts to have voted at the said 1912 election. All persons whose names are thus placed in the registration books shall be deemed fully registered, subject to change or cancellation as hereinafter provided.

Sec. 3. It shall be the duty of the City Council of the City of Grand Junction, as seen as the Clerk shall have secured the names and data as required in Section 2, to give public notice, by advertisement, for four consecutive insertions, in two daily newspapers having the largest circulation within the City of Grand Junction, that the registration lists provided for in Section 2 are at the office of the City Clerk, open for inspection at all times during office hours, and that qualified electors may register or make changes in their registration in the manner and form as in this ordinance hereinafter provided.

Sec. 4. No qualified elector, whose name does not appear in the registration lists as provided in Section 2, shall be registered, nor shall the registration of any qualified elector be corrected or changed, except he make application to the City Clerk as in this ordinance provided. Such applicant must be vouched for by oath or affirmation of two qualified electors already registered in the City Clerk's office, as possessing all the qualifications entitling such applicant either to be lawfully registered, or to the desired correction or change therein, as the case may be. No registered qualified elector shall be accepted as a voucher for more than twelve such applicants during any one calendar year, nor shall any registered qualified elector, who is, for any reason, unable to write his signature be received or accepted as a voucher. The City Clerk shall, in the presence of both the applicant and his said vouchers, take the answers of such applicant concerning all the matters required by Section 8 of this ordinance, and then and there record the same, (excepting the name of the applicant and vouchers) in the registration book of the election precinct in which such elector then resides; such records shall then and there be signed by the said applicant, under the heading "Name in Full" and by said vouchers under the heading "Names of Vouchers." If said applicant be, for any reason, unable to write his name, then the same may be written for him by the City Clerk, with "X" ^{his} In all cases of correction of errors, or change in registration, such correction or change, and the mark.

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date when made, shall be noted on the line after the name affected, under the heading "Remarks." The form of the oath, or affirmation, to be administered to the said applicant and his vouchers, shall be as follows: "We,.....(giving name of applicant) and we,.....(giving names of vouchers) each being severally duly sworn, (or being affirmed, as the case may be) depose and say that the said (giving name of applicant) possesses all the qualifications of a lawful elector, and is entitled to be registered as a duly qualified elector or to correct his registration as to the(here state the matter corrected) or to have his registration changed to or of (as the case may be) precinct, City of Grand Junction, State of Colorado. That the record of such registration which we have signed, was made by the clerk of said city or his authorized deputy in our presence, and in the presence of said applicant, for registration, and is true and correct, and was in all particulars made in full conformity with this registration law." Such oath or affirmation need not be written out or preserved, but the said vouchers shall by their signatures in the place provided by this ordinance on said registration book, be conclusively deemed in law to have duly verified the registry, correction or change therein of any elector whose name they follow as vouchers, in substance, manner and form as aforesaid, and shall accordingly be liable for any and all penalties and punishments provided herein for false or illegal vouching under this ordinance. Said registry book, or correction therein of any name or names, shall be admissible in evidence as proof of the taking of said oath or affirmation, in all kinds of proceedings for the punishment of false or illegal vouching or registration under this ordinance. Upon request of any registered voter it shall be the duty of the City Clerk to make out and deliver to such voter a certificate of the registration of such voter, setting forth the fact of such registration, including the date of registry, description, and other information required in connection with the registration of such voter, which certificate shall be attested by the hand of the City Clerk and the seal of the city.

Sec. 5. Whenever the boundaries of the election precincts within the City of Grand Junction shall be changed or new election precincts created, it shall be and is hereby made the duty of the City Clerk to forthwith prepare or cause to be prepared, complete or new registration lists in conformity with such change of all registered electors of each and all such changed or new election precincts. Such new registration lists shall be made by redlining off from the former precinct registry, and being copied off in the proper election precinct registry the names of these already registered in the former precinct registry who are thereby shown to be residing in another election precinct other than the one wherein they were lawfully registered before said change or changes were made. Such change or transfer so made necessary by changing or creating of any election precinct shall be noted by the City Clerk in the registration of the name so transferred under the heading "Remarks." Whenever any registered qualified elector shall change his residence from one election precinct to another, he shall be entitled to have his registration changed in accordance with his change of residence upon making application in person to the City Clerk at any time, but he shall not be required to present any voucher as to his change of residence unless the same be to a different election precinct, in which case, there shall be two vouchers to such change of residence, who shall make oath or affirmation thereto as in other cases; provided, however, that no qualified elector can register or change his registration within ten days of any election. The record of such registration, in case of the change of residence by registered electors, shall be made the same as in the registration record in the election precinct from which he moved, except that the names of the vouchers, if any, which were first given to secure the registration may be omitted, and in their stead shall be written the signatures of his last vouchers with the words "as to residence" immediately upon their signatures, which shall indicate they only vouch as to the residence of such elector. The City Clerk shall note after such change of residence under the appropriate column as required in such cases by the provisions of Section 9 of this ordinance.

Sec. 6. Within thirty days next after each regular municipal election, the City Clerk shall proceed to check the poll lists of persons who voted in each election precinct with the registration lists of such precincts, and shall in proper manner mark and designate the names of persons given in the registration lists and not shown by said poll lists to have voted at such preceding election in such precinct. The City Clerk shall thereupon make out a list of all such names or persons, together with their residence so appearing not to have voted at such preceding election, which list shall be made out in alphabetical order of the names of such electors and the consecutive numbers, according to election precincts and districts, and shall have appended thereto an affidavit by such City Clerk that such list has been compared with the official registry list in the City Clerk's office, and is a full, true and correct list of the names of such persons not voting at such election. Said list shall be entitled "A list of registered electors appearing not to have voted at the _____ election held _____ (date) in the City of _____"

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Grand Junction, Colorado." Said list shall be certified to and filed with the City Council. It shall be the duty of the City Clerk to immediately send notice by mail to each elector whose name may appear upon said list: "You are hereby notified that a comparison of the registered electors in the several precincts with the poll list of such election precincts show that you did not vote at the municipal election held the...day of.....19... . Any qualified elector may have his name retained on the registration list by appearing before a committee of the City Council on any one of the following days, to-wit:and showing to the satisfaction of said committee that he did vote at such election or that he was entitled to vote thereat, being still a qualified elector in said precinct. Failing to appear his name shall be struck from the registration list."

The City Council shall fix three separate and not consecutive days within thirty days after the time of such notice, on which a committee composed of three members of the City Council, to be appointed by the Mayor, and of which the Mayor shall be one member, will sit for the purpose mentioned in said notice, and at each of said sittings, said committee shall continue in session from day to day so long as there are persons appearing before it for hearing in accordance with such notice. At the close of such hearing the said committee shall certify to the City Clerk a list of names of persons who have shown cause for the retention of their names on such registration list. It shall be the duty of the City Clerk, upon receipt of said certified list from the said committee, to forthwith strike such names from the registry list in the proper precincts who have not so shown cause for retention by ruling a red ink line through such name, with the notice in the column for "Remarks" that such names were stricken in pursuance of the said committee's certificate of a given date.

Sec. 7. The City Council, at any special election where no candidates are to be voted for, shall select not later than five days before any such election, such persons as may be necessary in order to provide three judges and two clerks for each election precinct.

Sec. 8. To entitle each qualified elector to be lawfully registered at the office of the City Clerk, he shall be required to answer concerning each of the following matters:

- First: Name in full.
- Second: Whether married or single.
- Third: Place of residence, which if urban or suburban shall be located according to its street number, or if there be no street number, then by the number and description of the lot or lots in the block or blocks, in the addition, division, or subdivision, into which the land upon which the residence is located is divided. In all other cases the residence shall be located by the section or sections or subdivisions thereof, in the township and range as established and numbered by the U. S. Government survey.
- Fourth: Whether the owner of, tenant of, or ledger with occupant of residence.
- Fifth: Whether a native born or naturalized citizen of the United States. If a naturalized citizen, the applicant shall state how naturalized, whether by naturalization of self, parents or otherwise; applicant shall state as near as may be to his best knowledge, information and belief, when self, parents, or, if female, when husband, were naturalized, the place and time of naturalization and by what court the naturalization papers were granted.
- Sixth: A description of each person, consisting of his height, age, size, complexion, color of eyes, and any other physical features by which applicant can be readily identified.
- Seventh: His profession, business or employment.
- Eighth: His age, provided, it shall only be necessary for a female voter to state that she is 21 years of age in answer to all questions concerning her age.
- Ninth: In the making of said registration at the office of the City Clerk, the writing of his own name by each elector shall be required in all cases where the elector can write. If he be unable to write he may make his mark and write his name with the assistance of the City Clerk in the presence of his vouchers.

Sec. 9. The City Council shall provide, prior to the beginning of the registration, and from time to time thereafter as required, at the office of the City Clerk as herein provided, suitable book or books of convenient size and shape, arranged for the registration of names in alphabetical divisions to be composed of ruled columns with appropriate headings under which the proper answers to the statements made by each elector in being registered in compliance with this ordinance shall be recorded. The names of electors as so registered shall be numbered under each alphabetical division consecutively from one upwards, and the date of registry shall also be recorded. There shall

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also be ruled columns under each one of said alphabetical divisions for the full names and registry numbers of these registered electors who become vouchers for the purpose of securing the registering of electors, or persons seeking to be thereafter registered; also a column with the heading "Registration changed from" and sub-headings "Election Precinct No. _____" and the "Registry No. _____" whereunder in all cases of change of registration made necessary by a change of residence of the elector or change of boundaries or establishment of new election precinct shall be stated the election precinct and registry number of the elector's last registration. There shall also be a ruled column with "Remarks", under which shall be briefly noted any important information affecting the registry of the elector whose name they follow, including an explanation of any erasure or other suspicious appearance in such registration as well as the change in the registration of the names of electors from one election precinct to another by reason of a change of residence or a change of election precinct, boundaries or the establishment of any election precinct or precincts.

Sec. 10. The headings of each alphabetical division aforesaid, for each such election precinct, shall be substantially as follows:

No.	Date of Registry	Name in full	Married or Single	Residence					Owner, Tenant, or Proprietor of or Leased With Occupant of Residence	
				Urban or Suburban	County	Range No.	Township No.	Section No.		
				No.	Lot or Avenue or If no street number	Block No.	Addn. Division or Sub-Division	Portion of		

Sec. 11. It shall be the duty of the City Clerk at least two days prior to any election to make full and complete certified copies of the registration lists of the qualified voters in their respective election precincts for use in the holding and conducting of the election upon the day thereof and deciding who shall be entitled to vote thereat, and to deliver such lists to the election judges for the proper precincts, one day prior to such election. To each of such copies so delivered to the election judges, it shall be the duty of the City Clerk to attach his certificate under the seal of the City, setting forth that the said copy contains a full, complete and accurate list of the qualified voters in each such election precinct, as the same appear upon the registration book on file in his office. The City Clerk shall forfeit the sum of ten dollars (\$10.00) for each name incorrectly omitted from or added to any such copy; in case of omission, the said sum to be recovered by the party whose name is so incorrectly omitted, in an action brought by him against said City Clerk, in any court of competent jurisdiction, in the County of Mesa; and defer every name so incorrectly added to such copy, the said sum to be deducted by the City Council from any amount due by the city to said City Clerk. It shall be the duty of the board of election judges for each precinct included within the city, before any election, to call in person, at the office of the City Clerk, one day prior to such election for the purpose of receiving such copy of registration lists. Said registration lists shall be furnished to said judges in a sealed envelope, which said envelope shall not be opened until the morning of the election day, at the polls, in the presence of the judges, which copies shall be delivered to two judges, and both such judges shall receipt to the City Clerk for such copies of the registration list. Any voter whose vote is rejected because of any error made in transcribing the official registry shall be entitled to vote upon producing to the judges of election a certified copy of his registration as provided in Section 4, showing his right to vote.

Sec. 12. Whenever in this ordinance the masculine pronoun is used, it shall be construed to apply to women as well as men.

Sec. 13. Except as otherwise provided in this ordinance, any person who shall make false answers, either for himself or another, or who shall violate or attempt to violate any of the provisions of this ordinance, or knowingly permit another to violate the same, or any public official or officials, upon whom any duty is imposed by this

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ordinance, or any of its provisions, who shall wilfully neglect such duty, or shall wilfully perform it in such a way as to hinder the objects and purposes of this ordinance, shall be deemed guilty of a misdemeanor as defined in Section 149 of the Charter of Grand Junction, and on conviction thereof, shall be punished by a fine not exceeding one hundred dollars, or be imprisoned in the city jail not exceeding ninety days, or by both such fine and imprisonment, and if he be a public official shall forfeit his office.

Sec. 14. Any qualified elector who has not been registered in his precinct, or had his registration changed or corrected at least ten days before the holding of the next general or special municipal election, shall not be entitled to vote at the same.

Adopted and approved this 26th day of August, A. D. 1913.

Thos M. Ford
.....

Mayer.

Attest:

Charles K. Holmberg
.....

City Clerk.

I HEREBY CERTIFY, that the foregoing ordinance, entitled "An Ordinance to Provide for Establishing and Maintaining Permanent Registration Lists of all Qualified Electors in Election Precincts Within the City of Grand Junction, for Use in Municipal Elections; to Provide for Punishing all Violations Thereof, and for the Appointment of Judges for Special Elections Where no Candidates are to be Voted on," was introduced and read at a regular meeting of the City Council of the City of Grand Junction, held on the 12th day of August, A. D. 1913, and that the same was published in full in the Daily Sentinel, a daily newspaper published and in general circulation in said city, at least ten days before its passage.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said city, this 26th day of August, A. D. 1913.

Charles K. Holmberg
.....

City Clerk.