



MESSAGE FROM MARSHA
House District 19, State Representative

Toll Road Tyranny

The information for the first portion of the column was from the National Center for Constitutional Studies at www.xmission.com/~nccs/articles/ri122.htm.

America's Founders who were tired of having the fruits of their labors confiscated by an overpowering British government, declared themselves free and independent.

Most Americans can recite their claim that "... all men are endowed by their Creator with certain unalienable rights ... to life, liberty, and the pursuit of happiness." Less familiar, are these lines from the British Declaration of Independence:

"He (*King George III*) has erected a multitude of new offices, and sent hither swarms of officers to harass our people, and eat out their substance He has combined with others to subject us, ... imposing taxes on us **without our consent.**"

What, did the Founders consider to be the real cornerstone of man's liberty and happiness? On what basic premise was the Constitution devised? Property Rights?

John Adams, “The moment the idea is admitted into society that property is not as sacred as the laws of God...anarchy and tyranny commence. **PROPERTY MUST BE SECURED OR LIBERTY CANNOT EXIST**”.

James Madison, “Government is instituted to protect property of every sort...This being the end of government, that is NOT a just government, nor is property secure under it, where the property which a man has...is violated by arbitrary seizures of one class of citizens for the service of the rest”.

Their guiding principle was that people come together to form governments in order to secure their rights to property - not to create an entity, which will itself, "take from the mouths of labor the bread it has earned." What was wrong for individual citizens to do to one another was equally wrong for government to do to them.

The right to own property and to keep the rewards of individual labor opened the floodgates of progress and independence for the benefit of the entire human race.

Is the modern day King in America, the Government?

Let me site an example; In 2006, a bill had a **DRAFTING** error that caused thousands of properties in seven counties to be held captive by a toll road company and the state.

Unfortunately, the County Clerk & Recorders **PERMANENTLY RECORDED** toll road notices, maps and disclaimers of interest onto the private property records of thousands of property owners within the seven affected counties, **without their consent!**

Since this mistake has occurred, many property owners are unable to sell their properties, refinance or subdivide their properties due to the toll road encumbrances on their titles. Some property owners have been advised their property values have decreased due to the toll road encumbrances on their titles. Other property owners ask, why should they pay their entire tax bill, when the value of their property has been adversely affected by these toll road encumbrances,

Neither the toll road company, nor the State of Colorado has COMPENSATED the property owners for the encumbrances on the titles. To add insult to injury, the toll road project has not been approved by any government

agency! It may never be approved! It is unfair and unconstitutional to slander the title of thousands of property owners for a private toll road project that may never be built.

The citizens of House District 19 that are affected by this tyranny, either want the toll road documents removed from their titles, or they want to be compensated for their losses. In the name of fairness and equity, I plan on running a bill this year that will clean up the titles, correct the mistake in the law and allow the law abiding citizens in the corridor to secure their rights to their property.

If you have any questions, comments or have been negatively affected by the toll road encumbrances on your titles, contact me today at MarshaLooper@gmail.com, or call me at 238-5600. For information on previous articles please go to WWW.GOMARSHA.ORG, click messages. Thank you for the privilege to serve you!

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