

1971 Senate Bill 372

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CHAPTER 118, Laws of 1971

AN ACT to amend 59.71 (2); and to create 59.715 (23) of the statutes, relating to destruction of records in the office of the register of deeds in populous counties.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

SECTION 1. 59.71 (2) of the statutes is amended to read:

59.71 (2) When any book ~~or~~ public record ~~or~~ the record of any town, village or city plat in any county office shall, from any cause, become unfit for use in whole or in part, the county board shall ~~make an order that such~~ the book, record or plat be rebound or transcribed ~~;~~ ~~if said~~ ~~\_\_\_\_\_~~ If the order ~~be~~ is to rebind such book, record or plat, ~~such the~~ rebinding must be done under the direction of the officer in charge of ~~said the~~ book, record or plat, and in his ~~said~~ office ~~;~~ ~~if said~~ ~~\_\_\_\_\_~~ If the order ~~be~~ is to transcribe such book, record or plat, ~~it shall be the duty of~~ the officer having charge of the same ~~to~~ shall provide a suitable book for that purpose; and thereupon such officer shall transcribe the same in the book so provided ~~;~~ and carefully compare the transcript with the originals, and make the same a correct copy thereof, and shall attach to such transcript a certificate over his official signature that he has carefully compared the matter therein contained with, and that the same is a correct and literal copy of the book, record or plat from which the same was transcribed, naming such book. Such copy of book, record or plat, so certified, shall have the same effect in all respects as the original, and such original book, record or plat shall be deposited with the county treasurer and carefully preserved except in counties having a population of 500,000 or more where a book containing a tract index is rewritten or transcribed, the original book may be destroyed. The order of

the county board directing the transcribing of any book, record or plat duly certified by the county clerk shall, with such certificate, be recorded in each copy of book, record or plat transcribed. The fee of the officer for such service shall be fixed by the board, not exceeding ~~ten~~ 10 cents per folio, or if such books or any part thereof consist of printed forms, not to exceed ~~five~~ 5 cents per folio for such books or records, to be paid by the county.

SECTION 2. 59.715 (23) of the statutes is created to read:

59.715 (23) Books in the office of the register of deeds in counties having a population of 500,000 or more containing copies of deeds, mortgages, other miscellaneous documents and military discharges authorized by law to be recorded in the office if the records first shall be photographed or microphotographed and preserved in accordance with s. 889.30.

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