



**WELLS COUNTY ORDINANCE NO. 2018-01**

**An Ordinance Of The Board Of Commissioners  
Of The County Of Wells Amending Wells County  
Ordinance No. 2017-07 Requiring The Recorder Of Wells  
County, Indiana, To Watermark Bulk Form Copies**

**WHEREAS**, The Board of Commissioners of the County of Wells, State of Indiana (“Commissioners”), has the responsibility of and jurisdiction over the maintenance of certain public records;

**WHEREAS**, Some of those public records include "Recorded Documents" as defined under I.C. § 36-2-7-10.1(a)(5) that are filed with and maintained by the Recorder of Wells County (“Recorder”), Indiana, or the Recorder’s designee;

**WHEREAS**, certain individuals or organizations (“Bulk User”) may seek such Recorded Documents from the Recorder in bulk form (“Bulk Form Copies”);

**WHEREAS**, an Ordinance of the Board of Commissioners of the County of Wells establishing the manner and form in which the Recorder may provide Bulk Form Copies to a Bulk User was previously established by Ordinance No. 2017-07; and

**WHEREAS**, I.C. § 36-2-7-10.1(b) authorizes the Commissioners as the County Executive to establish by ordinance the manner and form in which the Recorder provides Bulk Form Copies to a Bulk User, which may include application of a watermark pursuant to subsection (e);

**WHEREAS**, I.C. § 36-2-7-10.1(i) prohibits Bulk Users from engaging in certain conduct relative to the Bulk Form Copies, including reselling Bulk Form Copies unless excepted under subsection (h);

**WHEREAS**, the purpose of the watermark is to ensure that any Recorded Document is not resold or transferred for value in a manner inconsistent with Indiana law; and

**WHEREAS**, the Commissioners find it is in the County's best interest to exercise its authority and require Bulk Form Copies to contain a watermark explicitly prohibiting their resale, except as provided for under I.C. § 36-2-7-10.1(h).

**NOW THEREFORE BE IT ORDAINED** by The Board of Commissioners of the County of Wells, State of Indiana, the following:

1. The Recorder of Wells County, Indiana, or the Recorder's designee, shall watermark all Bulk Form Copies with the following:

"THIS DOCUMENT IS PROVIDED FOR THE SOLE USE OF (insert bulk user name) AND EXCEPT AS PROVIDED FOR IN I.C. 36-2-7-10.1(h), SHALL NOT BE RESOLD PURSUANT TO I.C.36-2-7-10.1. OFFICIAL COPIES MAY BE OBTAINED AT THE COUNTY RECORDER'S OFFICE.

2. This Amendment shall be effective and in full force upon its passage.

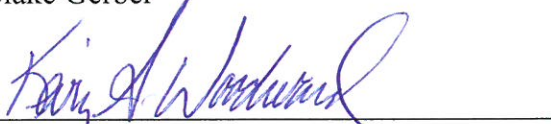
3. All sections of Wells County Ordinance No. 2017-07, as amended by Wells County Ordinance No, 2018- 01, shall remain in full force and effect.

All as Passed and Ordained this 5th day of February, 2018.

THE BOARD OF COMMISSIONERS  
OF THE COUNTY OF WELLS:



Blake Gerber



Kevin Woodward



Tamara Robbins

ATTEST:



Beth Davis, Auditor

This instrument was prepared by the Wells County Attorney, Roy R. Johnson, Attorney No. 4937-90, 222 West Market St., P.O. Box 295, Bluffton, IN 46714. *I affirm, under penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. Beth Davis*