**ORDINANCE NO. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

**BOARD OF COMMISSIONERS OF \_\_\_\_\_\_\_\_\_\_\_COUNTY, INDIANA
AN ORDINANCE REQUIRING THE RECORDER OF \_\_\_\_\_\_\_\_\_\_\_ COUNTY, INDIANA, TO WATERMARK BULK FORM COPIES**

 **WHEREAS**, the Board of Commissioners of \_\_\_\_\_\_\_\_\_\_\_\_\_\_ County, Indiana (“County”), 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 \_\_\_\_\_\_\_\_\_\_\_ 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**, I.C. § 36-2-7-10.1(b) authorizes the Board of Commissioners 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 County finds it is in its 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 \_\_\_\_\_\_\_\_\_\_ County, Indiana, the following:

1. The Recorder 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.

 **ORDAINED AND PASSED** by the Board of Commissioners of \_\_\_\_\_\_\_\_ County, Indiana, this \_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 201\_\_\_.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ COUNTY COMMISSIONERS

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Attest: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

 Auditor of \_\_\_\_\_\_\_\_\_\_ County, IN
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