Retention and Classification Report

Agency: Sanpete County (Utah). Probate Court (2704)

, UT

Records Officer

13469	*	Criminal dockets and cases
26746	*	Declaratory statements
14697	*	Divorces
26608		Land Applications
26604		Land adjudication record book
17693	*	Minutes
26607		Probate docket book
26601		Probate record books
26609		Record books
26606		Record of bonds

AGENCY: Sanpete County (Utah). Probate Court

SERIES: 13469 3
TITLE: Criminal dockets and cases
DATES: 1859-1873.
ARRANGEMENT: Chronological
DESCRIPTION:

RETENTION:

Retain until microfilmed.

DISPOSITION:
Retain in agency custody.

RETENTION AND DISPOSITION AUTHORIZATION:
These records are in Archives' permanent custody.

FORMAT MANAGEMENT:

The retention and disposition information on this schedule applies to the record copy which can be in any format. The record copy can include different formats. Format management information provided here is for the purpose of managing records that are being either stored by or transferred to Utah State Archives.

Paper: Retain in Office permanently after being microfilmed.

Microfilm master: Retain in State Archives permanently.

Microfilm duplicate: Retain in Office permanently.

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AGENCY: Sanpete County (Utah). Probate Court

SERIES: 26746 3
TITLE: Declaratory statements
DATES: 1869-1890.
ARRANGEMENT: Alphabetical by municipality.
DESCRIPTION:

Since the original distribution of land by the Mormon Church was not valid under federal law, Congressional and Territorial legislation were necessary to establish federally recognized ownership. In March 1867, Congress passed "An Act for the Relief of the Inhabitants of Cities and Towns upon the Public Lands" (Statutes at Large, Treaties, and Proclamations, of the United States of America, vol. 14, chap. 177). This act provided that officials of incorporated towns should enter town site lands at the land office and purchase them for the benefit of all inhabitants. Pursuant to this law, the Territorial Legislature established further regulations (Compiled Laws of Utah, 1876. Chap 4). Within 30 days after making the entry, the mayor was required to give public notice and advertise the land he had entered. Each person claiming to be a rightful owner of any part of this land was required to present a claim to the probate court, which was to determine the validity of each claim. These records are declaratory statements issued by the Sanpete County Probate Court stating ownership of specific lots.

RETENTION AND DISPOSITION AUTHORIZATION:

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APPRAISAL:

Historical

AGENCY: Sanpete County (Utah). Probate Court

SERIES: 26746
TITLE: Declaratory statements

(continued)

PRIMARY CLASSIFICATION:
Public

AGENCY: Sanpete County (Utah). Probate Court

SERIES: 14697 3
TITLE: Divorces
DATES: 1873-1887.
ARRANGEMENT: Numerical by case number.
DESCRIPTION:

In 1852, the Utah Territorial Legislature provided that the Probate Court should have jurisdiction not only in estate and guardianship matters, but original jurisdiction in civil, criminal, and chancery cases. In 1874, the federal Poland Act revoked the jurisdiction of the Probate Court over all but divorce and probate cases. This series includes those cases handled by the Probate Court which are divorce cases. In 1887, the federal Edmunds-Tucker act revoked Probate Court jurisdiction in divorce cases.

Generally, case files include a number of discrete documents. These documents may include an initiating petition, summons and subpoenas issued to the parties in the case and to witnesses, bonds, exhibits, statements of fees, and other documents created and filed with the Court during the process of the trial action. Civil cases may include affidavits of publication of summons in those cases where the defendant was not served personally, as well as decrees detailing the disposition of the case.

RETENTION:

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DISPOSITION:
Retain in agency custody.

RETENTION AND DISPOSITION AUTHORIZATION:
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FORMAT MANAGEMENT:

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Paper: For records beginning in 1875 through 1879. Retain in State Archives permanently after microfilming.

AGENCY: Sanpete County (Utah). Probate Court

SERIES: 14697
TITLE: Divorces

(continued)

Microfilm master: Retain in State Archives permanently.

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APPRAISAL:

Historical

These records document the actions of the territorial county probate court which became obsolete at statehood. Any information about the probate court and its functions is historically significant.

PRIMARY CLASSIFICATION:
Public

AGENCY: Sanpete County (Utah). Probate Court

SERIES: 26608 3
TITLE: Land Applications
DATES: 1892
ARRANGEMENT: Chronological
DESCRIPTION:

This series is a record of applications from individuals seeking "to be adjudged the lawful claimant and occupant" of a particular piece of property. Presumably, these applications were made to the court to establish legal ownership to land already occupied by the applicant. The series includes a single volume labeled "Book D".

RETENTION AND DISPOSITION AUTHORIZATION:

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APPRAISAL:

Historical
This series has historical value as documentation of the settlement of land ownership in Sanpete County.

PRIMARY CLASSIFICATION:

Public

AGENCY: Sanpete County (Utah). Probate Court

SERIES: 26604 3
TITLE: Land adjudication record book
DATES: 1870 - 1873
ARRANGEMENT: Chronological
DESCRIPTION:

This series records the settlement of land ownership disputes in the probate court. It includes one volume labeled "Book C-2".

RETENTION AND DISPOSITION AUTHORIZATION:

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FORMAT MANAGEMENT:

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APPRAISAL:

Historical
This series has historical value as documentation of the adjudication of land disputes in the probate court.

PRIMARY CLASSIFICATION:

Public

AGENCY: Sanpete County (Utah). Probate Court

SERIES: 17693 3
TITLE: Minutes
DATES: 1852-1896.
ARRANGEMENT: Chronological
DESCRIPTION:

Minutes of cases handled by the Sanpete County Probate Court including divorces, civil cases, criminal cases, incorporations, estate and guardianship cases.

RETENTION:

Retain permanently.

DISPOSITION:

Retain in agency custody.

RETENTION AND DISPOSITION AUTHORIZATION:

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AGENCY: Sanpete County (Utah). Probate Court

SERIES: 17693
TITLE: Minutes

(continued)

PRIMARY CLASSIFICATION:
Public

AGENCY: Sanpete County (Utah). Probate Court

SERIES: 26607 1
TITLE: Probate docket book
DATES: 1889 - 1896
ARRANGEMENT: Chronological
DESCRIPTION:

The probate docket book is a register of the actions taken in specific cases handled by the probate court. Cases include matters of estate settlement and the appointment of guardians.

RETENTION AND DISPOSITION AUTHORIZATION:

Retention and disposition for this series is proposed and has not yet been approved.

FORMAT MANAGEMENT:

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APPRAISAL:

Historical
This series has historical value as documentation of the probate process and a summary of cases probated in Sanpete County.

PRIMARY CLASSIFICATION:

Public

AGENCY: Sanpete County (Utah). Probate Court

SERIES: 26601 1
TITLE: Probate record books
DATES: 1885 - 1897
ARRANGEMENT: Chronological.
DESCRIPTION:

The Sanpete County Probate Court recorded the standard actions taken in probate matters in three separate bound volumes: Guardians Record, Will Record, and Administrator's Record. In each book preprinted forms were filled out to describe the actions taken. Estate settlements for persons who died intestate were recorded in Book 1, Administrator?s Record. Guardianship cases were recorded in Book 2, Guardian?s Record. And estate settlements for persons whose estates were probated according to the terms of a will were recorded in Book 3, Will Record. Standardized forms describe the basic orders, decrees, oaths and letters associated with the settlement of the estate or guardianship appointment. Book 3, Will Record includes the probate of wills for only eight individuals: Niels C. Jensen, Ole P. Larsen, Peter Hansen, John E. Metcalf, Soren C. Hansen, and Christopher Bernard Hansen. The Guardianship and Administrator Record Books contain a few more records.

RETENTION AND DISPOSITION AUTHORIZATION:

Retention and disposition for this series is proposed and has not yet been approved.

FORMAT MANAGEMENT:

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APPRAISAL:

Historical
This series has historical value as documentation of the probate of estates, guardianships, and other legal cases handled by the court.

AGENCY: Sanpete County (Utah). Probate Court

SERIES: 26601
TITLE: Probate record books

(continued)

PRIMARY CLASSIFICATION:
Public

AGENCY: Sanpete County (Utah). Probate Court

SERIES: 26609 3
TITLE: Record books
DATES: 1855 - 1896
ARRANGEMENT: Chronological.
DESCRIPTION:

This series is a record of matters brought before the probate court and actions taken by the court. It includes three volumes: "Book A," beginning in 1855, "Book B", covering 9 June 1873 - 11 June 1883, "Book B-1", covering 14 April 1884 - 10 Nov 1890, and "Book E", covering 17 Nov 1890 - 13 Jan 1896.

RETENTION AND DISPOSITION AUTHORIZATION:

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FORMAT MANAGEMENT:

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APPRAISAL:

Historical
This series has historical value as documentation of the actions of the Sanpete County Probate Court.

PRIMARY CLASSIFICATION:

Public

AGENCY: Sanpete County (Utah). Probate Court

SERIES: 26606 3
TITLE: Record of bonds
DATES: 1876 - 1894
ARRANGEMENT: Chronological
DESCRIPTION:

This series records various bonds filed with the court, including those filed by officers of incorporated LDS cooperative institutions and United Orders during the 1870's and by estate administrators' in the 1880's and 1890's. The series contains a single volume labeled "Book A1".

RETENTION AND DISPOSITION AUTHORIZATION:

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FORMAT MANAGEMENT:

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APPRAISAL:

Fiscal
This series has historical value as documentation of corporations and the probate of estates.

PRIMARY CLASSIFICATION:

Public