

INDEX DIGEST
To
OPINIONS
OF THE
ATTORNEY GENERAL OF THE
STATE OF WISCONSIN
1845 through 1972

COMPILED AND EDITED
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WISCONSIN DEPARTMENT OF JUSTICE
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IN MEMORY

OF

TED RAYMOND

AND

BILL WILSON

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PREFACE

As chief legal officer of this state, my responsibility includes providing formal opinions to the Legislature and various state officials and offices. The usefulness of these opinions depends in part on the availability of reference to them. This volume, long overdue, should make readily available all of the formal opinions rendered from this office since 1845 to the present.

Initiating and directing such a project as this cumulative subject Index-Digest was a prodigious task, and I am pleased to present this volume, the product of three years of exacting and meticulous work accomplished during my tenure in office. Only a few states have undertaken such a project, and this one, I believe, is the most comprehensive at present.

This index was prepared by the Department Librarian, Michael F. Bemis, and although the project would not have been possible without the resources of this office, it is primarily Mr. Bemis whom I must thank for this service to the legal profession of Wisconsin and, in a broader sense, to the general public of this state.


ROBERT W. WARREN
Attorney General
State of Wisconsin

AUTHORS ACKNOWLEDGMENTS

I wish to thank Iona Irvin, my secretary, for her competent and patient assistance during the final year of tedious and exacting work necessary to create this volume. Her experience in working with legal materials, her considerable professional skills with shorthand and accurate typing, and her ability to comprehend and resolve the many technical problems that arose ensured the success of our efforts. Her personal integrity and warmth, combined with humor and common sense, made our work together personally very rewarding.

I would also like to thank the following individuals for their assistance: Ronald Semmann for administrative support of this project from its beginning; Dennis Austin for assistance with the subject headings; William Knudson and the Regents of the University for permission to quote from *Wisconsin Legal Research Guide* (1962); Reese M. Carleton for editorial assistance; Ann Schultz for general assistance; Gretchen Van Alstyne for typing; and various Assistant Attorneys General who offered useful suggestions during the compilation of this volume.

EXPLANATORY NOTE

This volume provides quick, easy reference to all published opinions of the Wisconsin Attorney General's Office from 1845 to the present. What has taken hours of research time searching through sixty-seven unrelated indices in the published opinions volumes to find all opinions issued on a given topic may now be accomplished in a few minutes with careful use of this cumulative index-digest. Following are a brief discussion of the material in this volume and suggestions on how to use it.

The user should be aware that while many opinions indexed in this volume are summarized quite thoroughly, one must read each opinion to avoid misleading and incorrect conclusions. Identification of subject matter rather than complete analysis of each opinion is the purpose of this index. The complete list of main subject headings together with cross references appears in the front part of the volume and provides quick reference to the headings under which opinions are listed. Wherever a cross reference indicates that a subject may be found under another main heading, the user should check under it to be sure of finding all opinions related to his search.

The list of opinions published prior to the first biennial report volume appears before the listings of opinions from 1900-1972. These opinions have not been included in the main compilation because they were not published in the set of opinions volumes.

Suggestions as to the use of this index-digest follow in checklist form:

I. In order to find all opinions written on a given topic, all cross references should be checked.

II. Any subheading may be a main subject heading, e.g., "Retirement systems" under PUBLIC OFFICIALS is also the main subject heading RETIREMENT SYSTEMS.

III. All offices and departments of State are listed under their subjects, e.g., TREASURER, STATE.

IV. In case a topic appears under related subjects, look up every possible heading, e.g., BAKERIES may also be found under PUBLIC HEALTH.

V. Certain subjects, such as "Schools" or "Highways," are the concern of various entities, such as CITIES, COUNTIES, TOWNS. "Students," for example, will be found under EDUCATION, HIGH SCHOOLS, SCHOOLS AND SCHOOL DISTRICTS, and UNIVERSITY.

VI. Such words as "County," "State," "City," and "Public" may precede any subheading, e.g., PRISONS AND PRISONERS has listings under "County jail" and "Jails."

VII. To be sure of checking all opinions under a subheading, different forms of a word should be checked, e.g., "Fund," "Funds," "Funding" or "Tax," "Taxes," and "Taxation."

VIII. Synonyms should be checked, e.g., "automobile" and "motor vehicle," "pupil" and "student," "jail" and "prison."

IX. Archaic terms may occur in some listings, e.g., "Law of road" under AUTOMOBILES AND MOTOR VEHICLES and "Basic science law" under PUBLIC HEALTH.

X. If a topic is fairly specific, it is useful to remember that the broad subject areas under such main headings as APPROPRIATIONS AND EXPENDITURES, INSURANCE, LICENSES AND PERMITS, COUNTIES, TAXATION, and WORDS AND PHRASES list a great many unrelated specific topics and should be checked.

The suggestions listed above are not meant to be exhaustive. As the user becomes familiar with the subject headings and subheadings on a topic and with the format of the index, he will be able to proceed with greater speed and accuracy in finding all the opinions on a topic.

Indexing of informal and formal opinions will conform to the subject headings in this volume, and future supplements will be computer generated.

For more information concerning opinions issued by the Office of the Attorney General of Wisconsin, the following may be consulted:

1. Arlen C. Christenson. "A look at the history of the Office of Attorney General in Wisconsin." 1970 Wisconsin Law Review 1043.
2. Arlen C. Christenson. "The State Attorney General." 1970 Wisconsin Law Review 298.
3. William Knudson. *Wisconsin Legal Research Guide*. 1962, University of Wisconsin Extension Law Department, Madison.

List of volumes of Opinions of the Attorney General cited by the Index Digest:

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NATURAL RESOURCES, DEPARTMENT OF
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Municipalities

Department of Natural Resources has authority to order municipality to construct public water supply under sec. 144.025 (2) (r) upon finding absence of supply constitutes nuisance or menace to health or comfort----- 60-523

Public records

section 19.21-Inspection of public records obtained under official pledges of confidentiality may be denied. Custodian must permit inspection of information submitted under official pledge of confidentiality where official or agency had statutory authority to require its submission. Authority of Department of Natural Resources to obtain information under secs. 144.09, 144.33, 144.55 and 144.555.

opinion, stated in 55 OAG 67, that member of public does not have to show legal interest in public record or document which he seeks to inspect was not affected by *State ex rel. Journal Company v. County Court* (1969), 43 Wis. 2d 197.

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NATUROPATHY

See PHYSICIANS AND SURGEONS

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See also COUNTY TEACHERS COLLEGE BOARD;
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Y

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