

FILED
DEC 16 1987

JOSEPHINE VELTRI
COUNTY CLERK

BEFORE THE BOARD OF COMMISSIONERS
OF TILLAMOOK COUNTY, OREGON

Amended Ordinance Imposing Recording)	
Fees for Recording of Any Deed and)	1987 AMENDMENTS
Renaming the Public Land Corner)	ORDINANCE No. 34
Preservation Account to a Fund, and)	
Related Matters.)	

WHEREAS, The Tillamook County Board of Commissioners adopted Ordinance No. 34 on December 4, 1985 in response to certain legislation adopted by the 1985 Oregon Legislative Assembly, and

WHEREAS, the 1987 Oregon Legislative Assembly has amended the 1985 statutory scheme and amended the fee schedules for the recordation of documents pertaining to real property, and

WHEREAS, the County Clerk, the Treasurer, and Surveyor have incurred necessary expenses in administering the Public Land Corner Preservation Account, which should now be referred to as a Fund, and it is appropriate to reimburse the county general fund for these administrative costs, and

WHEREAS, the County Clerk's office incurs expenses and expends labor in providing search services for public records.

Now, therefore,

the BOARD OF COMMISSIONERS OF TILLAMOOK COUNTY ORDAINS as follows:

- 1. Paragraph 1 of Ordinance #34 is amended such that a \$5.00 Public Land Corner Preservation fee is assessed for all instruments recorded by the County Clerk pursuant to ORS 205.130(2), as provided for by 1987 Oregon Laws chapter 469 (House Bill 2431), codified as ORS 203.148.

2. The term "instruments" shall include, but not be limited to the following types of instruments to be filed in the Deeds and Mortgages portion of the Clerk's records:

Affidavits attached to instruments, assignments, agreements, assumption agreements, contracts, deeds, death certificates, default and election to sell, disclaimers of interest, deed of trust, dissolutions of partnerships,, declarations of trust, declarations of unit ownership, easements, homestead claims, inventories of probate, lease and option to buy, land patents, leases, lease terminations, mortgages, mortgage extensions, mergers, master forms, mobile home exemptions, mailing notices, mortgage releases without waiver of debt, subordinations, mortgage satisfaction and assignments, mortgage waiver and consents, oil and gas leases, oil and gas lease surrenders, options, partnerships, powers of attorney, revoke powers of attorney, partial reconveyances, release assignments of lease, release contract assignments, rescission of default and election to sell, reconveyance, rights of first refusal, satisfactions, partial satisfactions, UCC's, Certificate of Redemptions and health hazard notices.

3. Paragraph 2 of Ordinance #34 is amended to change the name of the Public Land Corner Preservation Account to the Public Land Corner Preservation Fund, in the office of the County Survey.

4. There shall be assessed for each recorded instrument as defined by Paragraph 1 of this 1987 Amended Ordinance a \$1.00 administrative fee to be collected at the time of recordation by the County Clerk, and such administrative fee shall be paid into the county General Fund. The PLCP fund fees, administrative fee, and public records search fee shall take effect January 1, 1988.


5. The recording fees for documents as set forth in ORS 205.320(6((b), as amended by 1987 Oregon Laws chapter 469 (House Bill 2431), effective September 27, 1987, is amended to be \$5.00 for the first page, \$5.00 for each additional page, \$1.50 for each rider, but the minimum fee shall not be less than \$5.00.

6. The County Clerk shall impose and collect record search fees for a minimum of \$10.00 and an additional \$10.00 for each hour after the first half hour of public records searching.

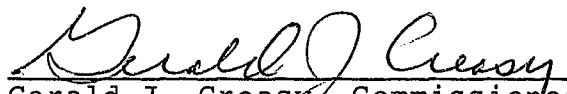
7. This ordinance being deemed necessary by the Board of Commissioners for the immediate preservation of the public peace, health, safety and general welfare of the citizens of Tillamook County, an emergency is declared to exist and this ordinance shall take effect immediately upon its passage.

DATED this 16th day of December, 1987.

BOARD OF COUNTY COMMISSIONERS
FOR TILLAMOOK COUNTY, OREGON




Dean J. Kinkade, Chairman




Gerald J. Creasy, Commissioner

Approved as to form:



Neal C. Lemery
District Attorney and
Acting County Counsel



Gerald A. Woodward, Commissioner