

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In the Matter of the Distribution of)
Proceeds Under ORS 275.275)
[2005 Distribution])
_____)

ORDER NO. 37 - 2005

WHEREAS, ORS 275.275(1), (3) and (4) and ORS 311.390 govern the distribution of proceeds arising under ORS 275.090 to 275.290 and 275.296 to 275.310, including proceeds from the sale of county lands; and

WHEREAS, ORS 275.275(2), (3) and (4) and ORS 311.390 govern the distribution of proceeds arising under ORS 275.294, including oil and gas rents and royalties; and

WHEREAS, a schedule showing how these proceeds should be distributed, as provided by ORS 275.275 and 311.390, and as provided by the Board of County Commissioners for approved funding requests under ORS 275.275(2)(b), is attached hereto as Exhibit A and incorporated herein by this reference; and

WHEREAS, pursuant to ORS 275.275(1)(a)(B), the Columbia County general fund is entitled to reimbursement from the proceeds of the sale of county lands of an amount equal to the penalty and fee described in ORS 312.120 for each property upon which the county has foreclosed a lien for delinquent taxes; and

WHEREAS, pursuant to ORS 275.275(1)(a)(C), the Columbia County general fund is also entitled to reimbursement from the proceeds of the sale of county lands of the costs and expenses incurred in the maintenance and supervision of county-owned properties and in any action to quiet title; and

WHEREAS, a schedule setting forth the penalty and fee, costs and expenses incurred by Columbia County referred to above is attached hereto as Exhibit B; and

WHEREAS, pursuant to ORS 275.275(2)(c), the Columbia County general fund is entitled to reimbursement from the proceeds of oil and gas rents and royalties for the administrative expenses incurred under ORS 275.294 in an amount not to exceed 10 percent of said proceeds in any one year; and

WHEREAS, pursuant to ORS 275.275(2)(c), should administrative expenses incurred by Columbia County exceed 10 percent in any one year, the unpaid administrative expenses may be carried forward into succeeding years until the county is fully reimbursed, although not more than 10 percent of the proceeds in any one year may be used for such reimbursement; and

WHEREAS, schedules setting forth the administrative expenses incurred by Columbia County under ORS 275.294 referred to above are attached hereto as Exhibits C and D;

NOW, THEREFORE, IT IS HEREBY ORDERED:

1. That the schedules attached hereto as Exhibits A, B, C and D be, and hereby are, approved;

2. That the Treasurer is authorized to distribute those amounts set forth in Exhibit "A", Section V, "Distribution to Taxing Districts", to the taxing districts shown therein;

3. That the proceeds to be distributed to the Mist-Birkenfeld and Vernonia Rural Fire Protection Districts for impact costs pursuant to ORS 275.275(2)(b), as set forth in Exhibit A, Section I, Oil & Gas Rents/Royalties, shall be distributed only upon approval of an order for such distribution by this Board.

4. That the administrative expenses incurred by the County which exceed the 10 percent allowed under ORS 275.275(2)(c), as reflected in Exhibit A, Section II, shall be carried over to subsequent years until fully reimbursed.

DATED this 29 day of June, 2005.

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

Approved as to form

By: John Kelly W
Office of County Counsel

By: _____
Chair

By: Deborah
Commissioner

By: John M. Richard
Commissioner

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EXHIBIT A**2005 DISTRIBUTION: REVENUES FROM GAS RENTS/ROYALTIES AND LAND SALES**

I. GAS RENTS/ROYALTIES (Jun '04 - Jun '05)	<u>PRINCIPAL</u>	<u>INTEREST</u>	TOTAL
Revenue: Gas Rents/Royalties	\$135,462.87	\$1,949.25	\$137,412.12
Less County Expenses			(\$13,741.21)
Less Mist-Birkenfeld Impact			(\$9,069.20)
Less Vernonia RFPD Impact			(\$4,672.01)
Total Rents/Royalties for Distribution			\$109,929.70

II. COUNTY EXPENSES

A) County administrative expenses incurred in FY 2004 - 05 [see, Exhibit C]	\$14,226.99		
B) County reimbursed 10 percent pursuant to ORS 275.275(2)(c)	(\$13,741.21)		
C) Carry-over for FY 2004 - 05	\$485.78		
D) Carry-over incurred Jul 2002 thru Jun 2004 [see, Exhibit D]	\$97,844.93		
E) Carry-over remaining – to be reimbursed to Columbia County in future distributions	\$98,330.71		

III. LAND SALES

Land Sales – Revenues		\$17,022.90	\$17,022.90
Less Expenses Reimbursable to County [see, Exhibit B]			(\$3,375.02)
Total Land Sales for Distribution			\$13,647.88

IV. TOTAL FOR THIS DISTRIBUTION**\$123,577.58****V. DISTRIBUTION TO TAXING DISTRICTS**

	2004-2005 Tax Rate	Distribution Amount
		\$123,577.58
Columbia County	13.015343	\$16,084.05
Columbia 4-H	0.425398	\$525.70
Columbia County 911	4.030757	\$4,981.11
Columbia Vector	0.804867	\$994.64
Gr St Helens Park & Rec	0.678197	\$838.10
Columbia Health	0.053258	\$65.81
Rainier Cemetery	0.093044	\$114.98
Clatskanie Park & Recreation	0.358544	\$443.08
Clatskanie Library	0.295212	\$364.82

Port of St. Helens	0.557666	\$689.15
Scappoose Library	0.410777	\$507.63
Clatskanie, City of	1.145102	\$1,415.09
Columbia City, City of	0.591469	\$730.92
Prescott, City of	0.002284	\$2.82
Rainier, City of	0.993431	\$1,227.66
REDCO Special Levy	0.210793	\$260.49
Scappoose, City of	2.997506	\$3,704.25
St Helens, City of	3.122338	\$3,858.51
Vernonia, City of	1.223470	\$1,511.93
Clatskanie RFPD	1.687888	\$2,085.85
Mist-Birkenfeld RFPD	0.640035	\$790.94
Sauvie Island RFPD #30	0.016955	\$20.95
Scappoose RFPD	2.847532	\$3,518.91
Columbia River RFPD	11.075397	\$13,686.71
Vernonia RFPD	0.474683	\$586.60
NW Regional ESD	1.129287	\$1,395.55
St Helens 502 School	20.088401	\$24,824.76
Rainier 13 School	5.014189	\$6,196.41
Scapp 1 JT School	9.925447	\$12,265.63
Scappoose School Debt	0.712571	\$880.58
Clatskanie 6J School	4.626653	\$5,717.51
Vernonia 47 JT School	4.191389	\$5,179.62
Portland Community College	2.868913	\$3,545.33
REDCO	0.686630	\$848.52
Columbia Development Agency	1.055808	\$1,304.74
Fire Patrol	0.772803	\$955.01
Fire Patrol Surcharge	0.417106	\$515.45
Meadow View Service District	0.017446	\$21.56
Beaver Drainage District	0.083768	\$103.52
Clatskanie Drainage District	0.015510	\$19.17
Columbia Drainage District	0.011901	\$14.71
Deer Island Drainage District	0.071516	\$88.38
John Drainage District	0.005649	\$6.98
Magruder Drainage District	0.024840	\$30.70
Marshland Drainage District	0.028484	\$35.20

Midland Drainage District	0.044312	\$54.76
Rainier Drainage District	0.043098	\$53.26
West Rainier Edr	0.002704	\$3.34
Sauvie Island Drainage District	0.021739	\$26.86
Scappoose Drainage District	0.331979	\$410.25
Westland Drainage District	0.020082	\$24.82
Clatsop Diking District	0.009829	\$12.15
Mobile Home Ombudsman	0.020882	\$25.81
John Improvement Surcharge	0.005117	\$6.32

Totals

100

\$123,577.57

EXHIBIT B

LAND SALES: EXPENSES INCURRED BY COLUMBIA COUNTY – FY 2004 - 2005

REIMBURSABLE UNDER ORS 275.275(1)

1) ORS 275.275(1)(a)(B) – Penalty & Fee Under ORS 312.120

[Five Percent (5%) Penalty Plus Cost of Title Search (\$100 each)]

DEEDED	TAX ACCOUNT NO.	PENALTY/FEE	AMOUNT
October 2004	3202-044-00600	\$101.86	
	4404-023-03700	\$104.53	
	4405-014-01999	\$101.92	
	TOTAL PENALTY/FEE	308.31	308.31

2) ORS 275.275(1)(a)(C) – MAINTENANCE AND SUPERVISION OF PROPERTIES

a) SUPERVISION OF PROPERTIES BY STAFF

Cynthia Zemaitis, Paralegal / Natural Resources Administrator	66.25 hours x \$30.48 per hour	\$2,019.30	
John Knight, County Counsel	8.8 hours x \$61.05 per hour	\$537.24	
	STAFF TIME		\$2,556.54

b) MAINTENANCE OF PROPERTIES

0

c) EXPENSES INCURRED

06/30/04	Recording Fees, County Clerk	\$52.00	
08/23/04	Publication, notice of private sale, <i>The Clatskanie Chief</i>	\$31.50	
09/23/04	Recording Fees, County Clerk	\$26.00	
11/09/04	Special Assessment for Fire Patrol, Columbia County Tax Collector, for Tax Account #'s: 3215-020-00700; 4217-040-01001; 4418-000-00800; 5224-020-00600; 5235-000-03200; 6210-000-00609; 6513-033-01000; 7321-030-00602; 7404-010-01300; 8431-020-00600	\$160.67	

12/15/04	Keenon Land Services, Kirk Road Property	\$100.00
12/27/04	Recording Fees, County Clerk	\$57.00
12/28/04	Recording Fees, County Clerk	\$26.00
05/03/05	Recording Fees, County Clerk	\$57.00

TOTAL REIMBURSABLE EXPENSES

\$510.17

\$510.17

TOTAL REIMBURSABLE TO COLUMBIA COUNTY from Land Sales Revenues

\$3,375.02

EXHIBIT C

MIST GAS FIELD: ADMINISTRATIVE EXPENSES INCURRED - FY 2004 - 2005

I. COUNTY STAFF TIME

STAFF	HOURS	HOURLY RATE	TOTAL
Cynthia Zemaitis	160.5	\$30.48	\$4,892.04
John K. Knight	13.8	\$61.05	\$842.49
Tony Hyde	94	\$48.14	\$4,525.16

II. EXPENSES

Jay Evans, Consultant	\$2,687.50
Bert Mueller, Landswoman	\$1,279.80

III. TOTAL EXPENSES

\$14,226.99

VERIFICATION

Pursuant to ORS 275.275(2)(d), I have reviewed the above administrative expenses incurred by Columbia County for which reimbursement is sought from proceeds arising under ORS 275.294, and hereby verify that, to the best of my knowledge, they represent actual costs incurred in the administration of the Mist gas field and natural gas exploration, development, production and storage in the Mist gas fields. The Board of County Commissioners has determined these costs to be reimbursable under ORS 275.275(2)(c) and for which distribution has been authorized in and Order No. 37 -2005.

Dated this 29th day of June, 2005.

COLUMBIA COUNTY TREASURER

By: 
Ruth Baker, Treasurer

EXHIBIT D**MIST GAS FIELD: ADMINISTRATIVE EXPENSES – JULY 1, 2002 thru JUNE 30, 2004**

The administrative expenses incurred by the County in fiscal years 2002-2003 and 2003-2004 have been estimated; any expenses incurred exceeding the statutory 10 percent taken in each of those fiscal years is to be carried forward starting with the June 2005 distribution until the County has been fully reimbursed. CZ 27-Jun-05

TOTAL EXPENSES EXCEEDING REIMBURSEMENTS July 1, 2002 THRU June 30, 2004 – TO BE CARRIED FORWARD UNTIL COUNTY IS FULLY REIMBURSED: \$97,844.93

FY 2003 - 2004**I. COUNTY STAFF TIME**

STAFF	HOURS	HOURLY RATE	TOTAL
Cynthia Zemaitis	597.7	\$26.83	\$16,036.29
John K. Knight	110.1	\$60.65	\$6,677.57
Tony Hyde	105	\$47.75	\$5,013.75

II. EXPENSES

Jay Evans, Underground Storage Expert/Consultant	\$78,440.01
Bert Mueller, Landswoman	\$2,547.30
Allen & Crouch, Reservoir Engineers	\$385.00
Vern Newton, Geologist	\$323.90
Misc. – postage and meeting expense	\$93.19

TOTAL EXPENSES \$109,517.01

COUNTY REIMBURSEMENT – STATUTORY 10 PERCENT – Jun 2004 (\$3,867.76)

COUNTY REIMBURSEMENT – STATUTORY 10 PERCENT – Dec 2003 (\$17,764.17)

FY 2003 - 04 CARRY-OVER \$87,885.08

FY 2002 - 2003**I. COUNTY STAFF TIME**

STAFF	HOURS	HOURLY RATE	TOTAL
Cynthia Zemaitis	137.8	\$25.78	\$3,552.48
John K. Knight	28.7	\$57.85	\$1,660.30
Tony Hyde	16	\$44.89	\$718.24

II. EXPENSES

Jay Evans, Underground Storage Expert/Consultant	\$20,137.38
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Allen & Crouch, Reservoir Engineers	\$6,132.50
Vern Newton, Geologist	\$1,312.18
TOTAL EXPENSES	\$33,513.08
COUNTY REIMBURSEMENT – STATUTORY 10 PERCENT – Jun 2003	(\$6,463.48)
COUNTY REIMBURSEMENT – STATUTORY 10 PERCENT – Dec 2002	(\$17,089.75)
FY 2002 - 03 CARRY-OVER	\$9,959.85

VERIFICATION

Pursuant to ORS 275.275(2)(d), I have reviewed the above administrative expenses incurred by Columbia County for which reimbursement is sought from proceeds arising under ORS 275.294, and hereby verify that, to the best of my knowledge, they represent actual costs incurred in the administration of the Mist gas field and natural gas exploration, development, production and storage in the Mist gas fields. The Board of County Commissioners has determined these costs to be reimbursable under ORS 275.275(2)(c) and for which distribution has been authorized in and Order No. 37 -2005.

Dated this 29th day of June, 2005.

COLUMBIA COUNTY TREASURER

By: 
Ruth Baker, Treasurer