

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR COLUMBIA COUNTY, OREGON

In the Matter of the Distribution of )  
Proceeds Under ORS 275.275 )  
[2012 Distribution: Gas & Land Sales] )  
\_\_\_\_\_ )

**ORDER NO. 27 - 2012**

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, 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, 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)(c), is attached hereto as Exhibit A and incorporated herein by this reference; and

WHEREAS, ORS 275.275(2)(c) provides that an amount not to exceed 10 percent of the proceeds of oil and gas rents and royalties can be used to reimburse a taxing district within the County for costs and expenses necessarily incurred by the district in providing improved, additional or extraordinary services required on lands in the County as a result of activities authorized under ORS 275.294 (the "impact fee"); and

WHEREAS, the Mist-Birkenfeld Rural Fire Protection District and the Vernonia Rural Fire Protection District have submitted impact statements showing the additional or extraordinary services required due to the proximity of the Mist Gas Field; and

WHEREAS, by prior agreement, the Mist-Birkenfeld RFPD is entitled to sixty-six percent (66%) of the impact fee and the Vernonia RFPD is entitled to thirty-four percent (34%) of the impact fee; and

WHEREAS, ORS 275.275(2)(d) provides that proceeds from oil and gas rents and royalties may be used to reimburse Columbia County for its actual costs and expenses arising under ORS 275.294 and for 1) the maintenance and supervision of a lease or conveyance granting rights to explore, prospect for, mine or remove valuable minerals, oil or gas from the lands, 2) the maintenance and supervision of a lease or conveyance granting rights to conduct underground storage, as defined in ORS 520.005, and 3) litigation resulting from any such lease or conveyance described above; and

WHEREAS, a schedule setting forth the costs and expenses authorized to be reimbursed to the County under ORS 272.275(2)(d) is attached hereto as Exhibit B and incorporated herein by this reference; and

WHEREAS, pursuant to ORS 275.275(1)(a)(B), proceeds from the sale of County lands shall be applied to the Columbia County general fund to reimburse the County in 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, and costs and expenses incurred by Columbia County referred to above is attached hereto as Exhibit C and incorporated herein by this reference; and

WHEREAS, the amounts due the County for penalties and fees and the supervision and maintenance of properties pursuant to ORS 275.275(1)(a)(B) & (C) in the 2009, 2010 and 2011 distributions exceeded the amount of proceeds received under ORS 275.090 to 275.290, leaving a balance due Columbia County of \$58,795.58, which is to be carried over from year-to-year until paid;

NOW, THEREFORE, IT IS HEREBY ORDERED, as follows:

1. The schedules attached hereto as Exhibits A, B, and C are hereby approved.
2. The Treasurer is authorized to immediately distribute those amounts set forth in Exhibit A, Section V, "Distribution to Taxing Districts", to the taxing districts shown therein.
3. The Treasurer is authorized to immediately distribute those amounts set forth in Exhibit A, Section I, "Gas Rents/Royalties" to the Mist-Birkenfeld and Vernonia Rural Fire Protection Districts for impact costs pursuant to ORS 275.275(2)(c).
4. The Treasurer is authorized to immediately distribute the amount set forth in Exhibit A, Section II "Gas/Mineral Expenses Reimbursable to County" to Columbia County.
5. The amounts due the County under ORS 275.275(1)(a)(B) & (C) which exceed the revenues received under ORS 275.090 - 275.290, as reflected in Exhibit A, Section III, shall be carried over to subsequent years until fully reimbursed to the County.

DATED this 27<sup>th</sup> day of June, 2011.

BOARD OF COUNTY COMMISSIONERS  
FOR COLUMBIA COUNTY, OREGON

Approved as to form

By: Samuel K. Kauson  
Office of County Counsel

By: [Signature]  
Anthony Hyde, Chair

By: [Signature]  
Earl Fisher, Commissioner

By: [Signature]  
Henry Heilmuller, Commissioner

**EXHIBIT A****2012 DISTRIBUTION: REVENUES FROM GAS RENTS/ROYALTIES AND LAND SALES**

<b>I. GAS RENTS/ROYALTIES (July 2011 - June 2012)</b>		<b>PRINCIPAL</b>	<b>INTEREST</b>	<b>TOTAL</b>
Revenue: Gas Rents/Royalties		\$717,788.69	\$1,842.05	\$ 719,630.74
Less Mist-Birkenfeld Impact				\$ (47,495.63)
Less Vernonia RFPD Impact				\$ (24,467.45)
<b>Total Rents/Royalties for Distribution</b>				<b>\$ 647,667.67</b>
<b>II. GAS/MINERAL EXPENSES REIMBURSABLE TO COUNTY</b>				
A) County administrative expenses & costs incurred in FY 2011 - 12 [see, Exhibit B]			\$5,809.97	
<b>Total County Expenses for Reimbursement</b>				<b>\$ (5,809.97)</b>
<b>III. LAND SALES</b>				
Land Sales – Revenues & Interest			\$ 56.00	
Less Expenses Reimbursable to County [see, Exhibit C]			\$ (58,765.19)	
Carry-over from 2011 Distribution			\$ (26,866.10)	
(Total carry-over to be reimbursed to Columbia County in subsequent distributions)			<b>\$ (85,575.29)</b>	
<b>Total Land Sales for Distribution</b>				<b>0.00</b>
<b>IV. TOTAL FOR THIS DISTRIBUTION</b>				<b>\$641,857.70</b>
<b>V. DISTRIBUTION TO TAXING DISTRICTS</b>				
	<b>2011 - 2012 TAX RATE</b>	<b>% AGE</b>	<b>AMOUNT TO BE DISTRIBUTED</b>	
			<b>\$ 641,857.70</b>	
Columbia County (General Fund)	0.12563582	12.56%	\$	80,640.32
COLUMBIA 4H & EXTENSION	0.00419932	0.42%	\$	2,695.37
COL 9-1-1 COMM DISTR	0.03915284	3.92%	\$	25,130.55
COLUMBIA VECTOR	0.00802126	0.80%	\$	5,148.51
GTR ST HELENS PK & REC	0.00632073	0.63%	\$	4,057.01
RAINIER CEMETERY	0.00097991	0.10%	\$	628.96
CLATSKANIE PARK & REC	0.00339743	0.34%	\$	2,180.67
CLATSKANIE LIBRARY	0.00279755	0.28%	\$	1,795.63
PORT OF ST HELENS	0.00555676	0.56%	\$	3,566.65

SCAPPOOSE LIBRARY	0.00436367	0.44%	\$	2,800.86
CLATSKANIE CITY	0.01265402	1.27%	\$	8,122.08
COLUMBIA SWCD	0.00734156	0.73%	\$	4,712.24
WEST MULTNOMAH SWCD	0.00000952	0.00%	\$	6.11
CITY COLUMBIA CITY	0.00390941	0.39%	\$	2,509.28
PRESCOTT CITY	0.00002748	0.00%	\$	17.64
RAINIER CITY	0.02607372	2.61%	\$	16,735.62
SCAPPOOSE CITY	0.02902255	2.90%	\$	18,628.35
ST HELENS CITY	0.02788965	2.79%	\$	17,901.19
VERNONIA CITY	0.01176808	1.18%	\$	7,553.43
CLATSKANIE RFPD	0.01604425	1.60%	\$	10,298.13
MIST-BIRKENFELD JT RFPD	0.00625995	0.63%	\$	4,018.00
SAUVIE ISLAND RFPD # 30	0.00018869	0.02%	\$	121.11
SCAPPOOSE JT RFPD	0.03494092	3.49%	\$	22,427.10
COLUMBIA RIVER FIRE	0.10838601	10.84%	\$	69,568.39
VERNONIA RFPD	0.00340292	0.34%	\$	2,184.19
NW REGIONAL ESD	0.01089472	1.09%	\$	6,992.86
ST HELENS 502 SCHOOL	0.16584369	16.58%	\$	106,448.05
RAINIER 13 SCHOOL	0.05561412	5.56%	\$	35,696.35
SCAPPOOSE 1 JT SCHOOL	0.12851008	12.85%	\$	82,485.18
CLATSKANIE 6J SCHOOL	0.04066602	4.07%	\$	26,101.80
VERNONIA 47 JT SCHOOL	0.05289979	5.29%	\$	33,954.14
PORTLAND COMM COLLEGE	0.02394816	2.39%	\$	15,371.31
PORTLAND COMM COLLEGE	0.0083987	0.84%	\$	5,390.77
REDCO	0.00509159	0.51%	\$	3,268.08
FIRE PATROL	0.00737957	0.74%	\$	4,736.63
FIRE PATROL SURCHARGE	0.00444125	0.44%	\$	2,850.65
MEADOW VIEW LIGHTING DIST	0.00004539	0.00%	\$	29.13
BEAVER DRAINAGE	0.00104203	0.10%	\$	668.83
CLATSKANIE DRAINAGE	0.00023173	0.02%	\$	148.74
COLUMBIA DRAINAGE	0.00008917	0.01%	\$	57.23
DEER ISLAND DRAINAGE	0.00020032	0.02%	\$	128.58
JOHN DRAINAGE	0.00004220	0.00%	\$	27.09

MAGRUDER DRAINAGE	0.00018557	0.02%	\$	119.11
MARSHLAND DRAINAGE	0.00017732	0.02%	\$	113.81
MIDLAND DRAINAGE	0.00037831	0.04%	\$	242.82
RAINIER DRAINAGE	0.0003237	0.03%	\$	207.77
WEST RAINIER DRAINAGE	0.00002102	0.00%	\$	13.49
SAUVIES ISL DRAINAGE	0.00020496	0.02%	\$	131.56
SCAPPOOSE DRAINAGE	0.0045503	0.46%	\$	2,920.65
WOODSON DRAINAGE	0.00007780	0.01%	\$	49.94
WESTLAND DRAINAGE	0.00015048	0.02%	\$	96.59
CLATSOP DIKING	0.00006385	0.01%	\$	40.98
MS PARK COMMUNITY	0.00014592	0.01%	\$	93.66
JOHN IMP SURCHARGE	<u>0.00003822</u>	<u>0.00%</u>	\$	24.53
<b>Total</b>	<b>1.00000000</b>	<b>100.00%</b>	<b>\$</b>	<b>641,857.70</b>

## EXHIBIT B

### MIST GAS FIELD: ADMINISTRATIVE EXPENSES INCURRED – FY 2011 - 2012

#### I. COUNTY STAFF TIME

STAFF	HOURS	HOURLY RATE	TOTAL
Cynthia Zemaitis, Natural Resources Administrator	54.7	47.69	2,608.64
Tony Hyde, Commissioner	40	63.08	2,523.20
Sarah Hanson, County Counsel	2	79.94	159.88
Jennifer Cuellar, Finance Director	7	69.85	488.95
Shelley Blickenstaff, Finance Department	0.75	39.06	<u>29.30</u>
		<b>STAFF TIME</b>	<b>5,809.97</b>

#### II. MINERAL FUND EXPENSES

	\$ 0.00
<b>TOTAL EXPENSES</b>	<b>\$5,809.97</b>

#### VERIFICATION

*Pursuant to ORS 275.275(5), 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)(d) and for which distribution has been authorized under Order No. 27 - 2012.*

Dated this 27 day of June, 2012.

COLUMBIA COUNTY TREASURER

By: Jennifer Cuellar  
Jennifer Cuellar, Treasurer

**EXHIBIT C**

**LAND SALES: EXPENSES INCURRED BY COLUMBIA COUNTY – FY 2011 - 2012**

**REIMBURSABLE UNDER ORS 275.275(1)**

**1) ORS 275.275(1)(a)(B) - PENALTY AND FEE UNDER ORS 312.120**

a) **BY GENERAL JUDGMENT OCTOBER 2011** [Taxes & interest under the General Judgment, plus five percent (5%) penalty, plus \$50 fee for properties redeemed prior to the one-year redemption notice being sent, or, for properties not redeemed prior to the one-year notice, the fee incurred for the title search plus the costs incurred by the County related to securing title searches.]

1. Taxes and interest due under the General Judgment;
2. Plus five percent (5%) penalty.
3. For properties redeemed before 1 year redemption notice sent, \$50 for costs incurred by County.
4. For properties not redeemed before 1 year redemption notice sent, the actual cost of the title search plus \$50 for costs incurred by County in obtaining title search.

PROPERTY OWNER	TAX MAP ID NO.	TAX ACCT NO.	TAXES & INTEREST UNDER GEN'L JUDGMENT	5% PENALTY	COSTS OF TITLE SEARCH	AMOUNT REIMBURS-ABLE
ADAMS RICHARD L & DONNA E	4N2W20-00-00602	8561	\$ 6,311.12	\$ 315.56	\$ 50.00	\$ 365.56
ALLEN LOREN R & PATRICIA D	7N4W04-A0-01300	27796	\$ 123.14	\$ 6.16	\$ 300.00	\$ 306.16
BEISLEY JAMES & EULA W	4N1W04-BD-06600	10481	\$ 5,323.45	\$ 266.17	\$ 50.00	\$ 316.17
BISHOP ORVAL O & FRANCES L	5N4W23-CA-00900	24460	\$ 4,072.47	\$ 203.62	\$ 300.00	\$ 503.62
CHAPPELL WAYNE L & LINDA FAYE	4N1W07-BC-00601	16851	\$ 11,342.96	\$ 567.15	\$ 300.00	\$ 867.15
DU BOIS CHARLIE H & WASSER ETHEL MAYE	5N1W28-BA-01500	14499	\$ 7,149.37	\$ 357.47	\$ 300.00	\$ 657.47
EGRET INTERNATIONAL INC	7N2W23-CA-02004	19885	\$ 221.78	\$ 11.09	\$ 50.00	\$ 61.09
EGRET INTERNATIONAL INC	7N2W23-CA-02010	19889	\$ 157.47	\$ 7.87	\$ 50.00	\$ 57.87
EGRET INTERNATIONAL INC	7N2W23-CA-02300	19891	\$ 5,027.02	\$ 251.35	\$ 50.00	\$ 301.35
FISCHER DALE	4N1W09-BA-00201	13235	\$ 3,294.71	\$ 164.74	\$ 300.00	\$ 464.74
FISCHER LIVING TRUST	4N1W19-D0-01800	8872	\$ 16,967.12	\$ 848.36	\$ 300.00	\$ 1,148.36
FOX CAPITAL CORPORATION	6N2W04-A0-00802	19103	\$ 3,864.39	\$ 193.22	\$ 50.00	\$ 243.22
GLEASON ALICE R	3N2W23-AD-08700	7018	\$ 130.85	\$ 6.54	\$ 300.00	\$ 306.54
GMAC MORTGAGE CORPORATION	7N4W17-BA-01500	26313	\$ 316.52	\$ 15.83	\$ 300.00	\$ 315.83
HACKENBERG DAISY A	3N2W02-00-00202	5469	\$ 4,096.70	\$ 204.84	\$ 300.00	\$ 504.84
HEMMINGSSEN JOSEFA T & MATTHEW R	4N1W04-AA-05404	9939	\$ 12,474.65	\$ 623.73	\$ 50.00	\$ 673.73
KINNEY APRIL D & KINNEY WILLIAM R	5N4W33-CD-02100	24649	\$ 129.91	\$ 6.50	\$ 300.00	\$ 306.50
LARSEN LINDA L	4N2W18-D0-00500	7812	\$ 17,867.54	\$ 893.38	\$ 300.00	\$ 1,193.38
LOUCKS JOHN R & NORMA E	6N5W05-00-00501	25203	\$ 1,017.92	\$ 50.90	\$ 300.00	\$ 350.90
MASI VICTOR A	4N1W03-BD-05400	9780	\$ 9,877.34	\$ 493.87	\$ 300.00	\$ 793.87

MAYGER ALLIANCE GROUP LLC	8N3W19-A0-00200	27899	\$	5,211.73	\$	260.59	\$	300.00	\$	560.59
OLSON LARRY D	3N2W01-C0-00600	5420	\$	102,560.51	\$	5,128.03	\$	300.00	\$	5,428.03
OLSON LARRY D	3N2W01-C0-03100	5428	\$	3,864.18	\$	193.21	\$	300.00	\$	493.21
OLSON LARRY D	3N2W01-CC-01700	5441	\$	16,629.60	\$	831.48	\$	300.00	\$	1,131.48
OWEN SUE	4N4W05-AD-11800	23342	\$	7,481.93	\$	374.10	\$	300.00	\$	674.10
RICHARDS BRIAN	3N2W13-C0-05500	4860	\$	15,746.23	\$	787.31	\$	50.00	\$	837.31
RICHARDS BRIAN	7N4W08-CD-04800	25981	\$	11,669.87	\$	583.49	\$	50.00	\$	633.49
RICHARDS BRIAN	7N4W08-CD-04900	25982	\$	618.38	\$	30.92	\$	50.00	\$	80.92
ROSIAN MARK W & KIMBERLY J LIM	6N2W05-00-00200	19112	\$	6,607.87	\$	330.39	\$	300.00	\$	630.39
ROSIAN MARK W & KIMBERLY J LIM	6N2W05-00-00200	19141	\$	246.07	\$	12.30	\$	300.00	\$	312.30
SCALES BILLY R	7N5W05-00-01903	27396	\$	5,000.10	\$	250.01	\$	300.00	\$	550.01
SPENCER LYNN & JOAN	3N2W11-DB-01200	3177	\$	41.68	\$	2.08	\$	300.00	\$	302.08
TARBELL FAMILY REVOCABLE TRUST	5N2W36-C0-00900	17597	\$	8,957.27	\$	447.86	\$	300.00	\$	747.86
THE STOECKLIN TRUST	3N2W23-AD-04100	6972	\$	31.29	\$	1.56	\$	300.00	\$	301.56
THE STOECKLIN TRUST	3N2W23-AD-04200	6973	\$	31.29	\$	1.56	\$	300.00	\$	301.56
THE STOECKLIN TRUST	3N2W23-AD-04300	6974	\$	130.85	\$	6.54	\$	300.00	\$	306.54
THE STOECKLIN TRUST	3N2W23-AD-07700	7008	\$	137.94	\$	6.90	\$	300.00	\$	306.90
THE STOECKLIN TRUST	3N2W23-AD-07800	7009	\$	39.22	\$	1.96	\$	300.00	\$	301.96
THE STOECKLIN TRUST	3N2W23-AD-08300	7014	\$	130.85	\$	6.54	\$	300.00	\$	306.54
THE STOECKLIN TRUST	3N2W23-AD-08400	7015	\$	31.29	\$	1.56	\$	300.00	\$	301.56
VAUGHAN LEONARD & KAREN	5N1W33-DC-06900	13496	\$	7,709.00	\$	385.45	\$	300.00	\$	685.45
POHLMAN ART	4N2W20-00-00800	8569	\$	1,402.19	\$	70.11	\$	300.00	\$	370.11
WEBSTER ROBERT	4N1W04-BD-02700	10440	\$	7,686.61	\$	384.33	\$	50.00	\$	434.33
WESTERN PROPERTY INVESTMENTS LLC	4N1W05-CB-08600	30473	\$	21.15	\$	1.06	\$	300.00	\$	301.06
WHITE JEFFREY M	7N2W07-D0-01900	22194	\$	2,105.40	\$	105.27	\$	300.00	\$	405.27
WINNINGHAM C & N & UERLING H TRUST	4N4W04-BD-03800	22931	\$	487.90	\$	24.40	\$	300.00	\$	324.40

\$ 314,346.83 \$ 15,717.34 \$ 11,050.00 \$ 26,767.34

= properties redeemed before 1-year redemption notice.

General Judgment, plus five percent (5%) Penalty plus actual cost of Title Search

PROPERTY OWNER	TAX MAP ID NO.	TAX ACCT NO.	TAXES & INTEREST DUE	5% PENALTY	COSTS OF TITLE SEARCH	AMOUNT REIMBURS-ABLE
BERNARD KRIS S	7N2W17-AC-01300	18432	\$ 211.69	\$ 10.58	\$ 350.00	\$ 572.27
BERNARD KRIS S	7N2W17-AC-01301	18433	\$ 242.46	\$ 12.12	\$ 350.00	\$ 604.58
BERNARD KRIS S	7N2W17-AC-01400	18434	\$ 91.29	\$ 4.56	\$ 350.00	\$ 445.85
BERNARD KRIS S	7N2W17-AC-01500	18436	\$ 42.16	\$ 2.11	\$ 350.00	\$ 394.27
DUBOIS CHARLENE N	5N1W28-AC-03400	14412	\$ 13,131.74	\$ 656.59	\$ 350.00	\$ 14,138.33
KYSER WILLIAM CLAUDE & LYNNE IRENE	6N5W20-BB-02500	25458	\$ 252.71	\$ 12.64	\$ 350.00	\$ 615.35



MARSH ALLEN E JR & WENDY L	4N4W03-BB-01200	22333	\$	2,971.37	\$	148.57	\$	350.00	\$	3,469.94
MENDRIN KENNETH M	7N3W11-00-00903	20173	\$	1,077.10	\$	53.86	\$	350.00	\$	1,480.96
MILLER JAMES	3N2W24-BC-04200	7214	\$	130.97	\$	6.55	\$	350.00	\$	487.52
STEARNS JUNE	4N2W16-CB-00200	7612	\$	131.21	\$	6.56	\$	350.00	\$	487.77
WESTVIEW SUBDIVISION HOMEOWNERS ASSN	3N2W12-AD-02400	3399	\$	34.58	\$	1.73	\$	350.00	\$	386.31
WICKUM WARREN	3N1W18-BC-02808	2930	\$	223.90	\$	11.20	\$	350.00	\$	585.10
			\$	18,541.18	\$	927.06	\$	4,200.00	\$	23,668.24

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

### **a) SUPERVISION OF PROPERTIES BY STAFF**

	HOURS	HOURLY RATE	TOTAL
Cynthia Zemaitis, Natural Resources Administrator	43.20	\$ 47.69	\$ 2,060.21
Sarah Hanson, County Counsel	11.50	\$ 79.94	\$ 919.31
Shelley Blickenstaff, Finance Department	3.00	\$ 39.06	\$ 117.18
MaryAnn Guess, Deputy Tax Collector	0.50	\$ 42.82	\$ 21.41
		STAFF TIME	\$ 3,118.11 \$ 3,118.11

### **b) MAINTENANCE OF PROPERTIES**

Century Locksmith	13-Mar-2012	\$ 211.50
Columbia Shores Construction	13-Mar-2012	\$ 5,000.00
	MAINTENANCE COSTS	\$ 5,211.50 \$ 5,211.50

### **c) EXPENSES INCURRED**

\$ 0.00 \$ 0.00
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**TOTAL REIMBURSABLE TO COLUMBIA COUNTY from Land Sales Revenues**

**\$58,765.19**

### **VERIFICATION**

*Pursuant to ORS 275.275(5), I have reviewed the above administrative expenses incurred by Columbia County for which reimbursement is sought from proceeds arising under ORS 275.090 to 275.290 and 275.296 to 275.310, and hereby verify that, to the best of my knowledge, they represent actual costs incurred in the maintenance and supervision of County lands. The Board of County Commissioners has determined these costs to be reimbursable under ORS 275.275(1)(a)(C) and for which distribution will be authorized in Order No. 27 - 2012.*

Dated this \_\_\_\_ day of June, 2012.

**COLUMBIA COUNTY TREASURER**

By: \_\_\_\_\_  
Jennifer Cuellar, Treasurer