

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

In the Matter of Adopting a)
Fee Schedule for Certain Services) ORDINANCE NO. 90-16
Provided by the Columbia County)
Clerk)
_____)

The Board of County Commissioners for Columbia County, Oregon ordains as follows:

SECTION 1. TITLE.

This ordinance shall be known as Ordinance No. 90-16.

SECTION 2. PURPOSE.

The purpose of this ordinance is to adopt a fee schedule for certain services provided by the Columbia County Clerk.

SECTION 3. AUTHORITY.

This ordinance is adopted pursuant to ORS 203.035, 205.320(13) (renumbered as ORS 205.320(11) by Section 35 of Oregon Laws 1989, Chapter 976), 205.350, 517.030, 517.220, 517.290 and Sections 15 and 23 of Oregon Laws 1989, Chapter 796 and OAR 150-205-320.

SECTION 4. REISSUANCE OF NON-USED MARRIAGE LICENSES.

The fee required to be paid to the Columbia County Clerk for re-issuance of a non-used marriage license shall be \$10.00.

SECTION 5. FEES FOR PERFORMING THE SERVICES SET FORTH IN ORS 92.090, 92.100 AND 271.230.

The fees for performing the services set forth in ORS 92.090, 92.100 and 271.230 shall be as follows:

- A. Partition Plats. For recording and indexing any partition plat, the Columbia County Clerk, in whose office the deed records of the county are kept, shall charge \$30.00.
- B. Subdivision Plats and Planned Unit Development Plats.
 - (1) For approval by the Board of County Commissioners, the Columbia County Clerk shall collect \$3.00.
 - (2) For recording and indexing any subdivision or planned unit development plat, the Columbia County Clerk, in whose office the deed records of the county are kept, shall charge \$30.00.

SECTION 6. FEES FOR PERFORMING THE SERVICES SET FORTH IN ORS 517.030, 517.220 and 517.290.

- A. The fee for performing the service set forth in ORS 517.030 shall be \$5.00.
- B. The fee for performing the service set forth in ORS 517.220 shall be \$5.00.
- C. The fee for performing the service set forth in ORS 517.290 shall be \$5.00.

SECTION 7. INSTRUMENTS SUBJECT TO THE \$20.00 FEE SET BY SECTIONS 15 AND 23 OF OREGON LAWS 1989, CHAPTER 796.

The instruments listed in Exhibit "A", which is attached hereto and incorporated herein by this reference, are subject to the \$20.00 recording or filing fee established by Sections 15 and 23 of Oregon Laws 1989, Chapter 796, except when the interest is conveyed:

- A. To the United States Government;
- B. To the State of Oregon;
- C. Or conveys or contracts to convey a license or an easement to this state or to a political subdivision of the state or to a public utility as defined in Oregon Laws 1989, Chapter 796, Section 15(2)(e).

SECTION 8. ORDINANCE NO. 89-16 DISTINGUISHED.

Nothing in this ordinance shall amend, repeal or affect those fees established and authorized by Ordinance No. 89-16 relating to the Public Land Corner Preservation Fund.

SECTION 9. REPEALER.

- A. Ordinance No. 79-2 is repealed.
- B. Ordinance No. 83-9 is repealed.
- C. Ordinance No. 83-10 is repealed.
- D. Ordinance No. 87-2 is repealed.
- E. Ordinance No. 89-15 is repealed.
- F. Any and all other ordinances, orders and resolutions of the Board of County Commissioners setting fees for the services of the Columbia County Clerk which are inconsistent with the fees listed herein are repealed to the extent of such inconsistency, but shall otherwise apply as is appropriate.

SECTION 10. SEVERABILITY CLAUSE.

If, for any reason, any portion of this ordinance is held invalid or unconstitutional by any court of competent jurisdiction, such portion of the ordinance shall be deemed a separate, distinct and independent portion and such holdings shall not affect the validity of the remaining portions thereof.

SECTION 11. EMERGENCY CLAUSE.

This ordinance, being immediately necessary for the health, safety and welfare of the citizens of Columbia County, an emergency is declared to exist, and it shall become effective immediately upon its passage.

REGULARLY PASSED AND ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS FOR COLUMBIA COUNTY, OREGON THIS 8th DAY OF August, 1990.

BOARD OF COUNTY COMMISSIONERS
FOR COLUMBIA COUNTY, OREGON

Approved as to form

By: John K. Knight
Office of County Counsel

Attest:

By: Cherie Maylan
Recording Secretary

By: John R. Peterson
Chairman

By: May W. Dillard
Commissioner

By: Not Present
Commissioner

First Reading: 08-08-90
Second Reading: 08-08-90
Effective Date: 08-08-90

OREGON DEPARTMENT OF REVENUE

ADMINISTRATIVE RULE REVIEW

RULE NO. OAR 150- 205.320(Note)	
PAGE 1 of 11	DATE June 28, 1990
NOTICE OF INTENDED ACTION	
BULLETIN DATED May 15, 1990	HEARING SCHEDULED June 5, 1990

- NEW RULE
- AMENDED RULE
- REPEALED RULE
- PERMANENT RULE
- TEMPORARY RULE
- TEMPORARY RULE BEING GIVEN PERMANENT STATUS

PURPOSE: Provide guideline for identification of instruments subject to \$20 recording or filing fee required under HB 2338 Sec. 15, sub. (1).

Definition: Identification of Instruments Transferring Ownership	1
150-205.320(Note)	2
The instruments listed in Part I are subject to the \$20 recording or filing fee for the County Assessment and Taxation Fund except when the interest is conveyed:	3
(a) To the United States Government	4
(b) to the State of Oregon	5
(c) or conveys or contracts to convey a license or an easement to this state or to a political subdivision of the state or to a public utility as defined in OR Laws 1989, Ch. 796, Sec. 15(2)(e), (compiled as a note after ORS 205.320).	6
Part I: The following instruments convey or contract to convey an estate or interest in real property and, subject to the above exemptions, are always subject to the \$20 fee:	7
Contract Agreements:	8
Assignment of Contract, Release	9
Contract of Sale (Real Property)	10
Contract Forfeiture Affidavit, Default Affidavit	11
Contract Subordination Agreement	12
Memorandum of Contract	13
Deed:	14
Administrator's Deed	15

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<input type="checkbox"/> NEW RULE	<input checked="" type="checkbox"/> PERMANENT RULE
<input checked="" type="checkbox"/> AMENDED RULE	<input type="checkbox"/> TEMPORARY RULE
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Bargain & Sale Deed	1
Conservator's Deed	2
Corporation/Individual (Warranty, Quitclaim, Grant)	3
Deed and Assignment (Usually Vendors Assignment)	4
Deed Creating Mineral Rights	5
Deed Creating Estates by the Entirety	6
Deed in Lieu of Foreclosure	7
Deed in Lieu of Sheriff's Sale	8
Estoppel Deed	9
Executor's Deed	10
Grant Deed	11
Guardian Deed	12
Land Patent of Deed	13
Mineral Deed	14
Personal Representative's Deed	15
Quitclaim Deed	16
Sheriff's Deed	17
Timeshare Deed	18
Trustee's Deed	19
Unit Deed	20
Warranty Deed (General, Special, Statutory)	21
Easement:	22
Easement	23

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Contract/Agreement Amendment, Modification (when interest is transferred)	1
Contract Partial Release (when interest is transferred)	2
Declaration Of Trust/Living Trust	3
Decree Of Distribution, Estate Proceeding	4
Divorce Decree	5
Interest in Real Property (ORS 205.130(1))	6
Judgment, Decree or Order from State Court	7
Judgment, Decree Other Counties	8
License	9
Permit	10
Revocation of Declaration of Trust/Living Trust	11
Road Maintenance/Street Improvement Agreement (when easement is included)	12
	13
Part III: The following instruments are not subject to the A & T fee:	14
	15
Any instrument which is recorded to correct a previously recorded instrument.	16
Abstract of Inventory	17
Abstract of Real Property	18
Affidavit of Correction	19
Affidavit of Homestead Exemption	20
Affidavit of Interior Monumentation	21
Affidavit Permission/Plat Name	22
Affidavit Property Tax Relief (For Trusts Under Tax Roll)	23

OREGON DEPARTMENT
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Affidavit Small Estate	1
Affidavit Successor Testate Estate	2
Application to Exempt Mobile Home from Registration of Title	3
Authority to Solemnize Marriages	4
Cemetery Deed	5
Clerk Lien Record	6
Contract/Agreement	7
Agreement Release/Tenancy in Common, Mutual Agreement, Right of	8
First Refusal	9
Agreement/Tenancy in Common, Mutual Agreement, Right of First Refusal	10
Contract Extension Agreement	11
Contract/Assignment for Collateral Purposes	12
Contract/Release Collateral/Security Assignment	13
Contract Satisfaction/Release	14
Cooperative Contract	15
Correction Deed	16
Covenants, Conditions, Restrictions & Bylaws	17
Death Certificate	18
Dedication Deed	19
Deed for Road or Street Purposes	20
Discharge Papers	21
Earnest Money Agreement	22
Farm Lease	23

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Financing Statement	1
Flood plain Permit	2
Inheritance Transfer Tax	3
Judgement, Decree of Order from State Court which does not convey interest in real property	4 5
Land Use Action/Partition:	6
Conditional Use Permit	7
Construction Permit	8
Lot Line Adjustment	9
Set Back Line	10
Lease Subordination, Subordination and Attornment Agreement	11
Lien:	12
Abstract of Lien/Affidavit of Service/Statement of Account	13
Ambulance Lien	14
Attorney's Lien	15
Chattel Lien	16
Completion Notice	17
Construction Lien	18
Federal Tax Lien	19
Federal Tax Lien Release	20
Federal Tax Lien Partial Release	21
Hospital Lien	22
Lien Amendment	23

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Lien Assignment	1
Lien Bond	2
Lien Certificate, Discharge of Property	3
Lien Extension	4
Lien Partial Satisfaction	5
Lien Release Bond (Surety/Cash)	6
Lien Release Without Waiver of Debt	7
Lien Satisfaction	8
Lien Subordination	9
Lien Foreclosure Statement	10
Loggers Woodworkers Lien	11
Medical Lien (Physicians, Chiropractic)	12
Possessory Lien	13
Possessory Lien Notice of Foreclosure	14
Satisfaction of Construction Lien	15
Satisfaction of Weatherization Lien	16
Statement of Account	17
Statutory Lien	18
Waiver of Construction Lien	19
Weatherization Lien	20
Lis Pendens, Release	21
Mining Claim	22
Mortgage:	23

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Assignment of Contract by Vendee/Vendor (for security purposes)	1
Mortgage	2
Mortgage and Contract Assignment	3
Mortgage Assignment Leases & Rents, Assignment of Lease, Assignments of Rents for a Mortgage	4
Mortgage Extension Agreement	5
Mortgage Intent of Forfeit	6
Mortgage Modification, Supplemental Agreement, Amendments	7
Mortgage Notice of Substituted Service	8
Mortgage Partial Assignment	9
Mortgage Partial Release Without Waiver of Debt	10
Mortgage Partial Satisfaction/Partial Reconveyance	11
Mortgage Partial Satisfaction/Substitution/Designation/Release	12
Mortgage Release Assignment of Lease and Rents	13
Mortgage Release of Assignment	14
Mortgage Release Without Waiver of Debt	15
Mortgage Satisfaction	16
Mortgage Subordination Agreement	17
Mortgage Substitution Agreement	18
Name Change, Certificate of Merger	19
Naming Streets or Roads	20
Notary Commission	21
Notice of Pendency	22
	23