

FILED
YAMHILL COUNTY, OREGON
1989 MAY 19 PM 1:20
CHARLES STEWART
COUNTY CLERK

IN THE BOARD OF COMMISSIONERS OF THE STATE OF OREGON

89-309

FOR THE COUNTY OF YAMHILL

SITTING FOR THE TRANSACTION OF COUNTY BUSINESS

In the Matter of an Ordinance)
Amending Ordinance 423 to In-)
crease the Public Land Corner)
Preservation Account Fee From)
Six Dollars to Ten Dollars Per)
Instrument , and Declaring an)
Emergency)
ORDINANCE NO. 483

THE BOARD OF COMMISSIONERS OF YAMHILL COUNTY, OREGON (the Board) sat for the transaction of county business in special session on May 17, 1989, Commissioners Ted Lopuszynski, David E. Bishop and Dennis L. Goecks being present.

WHEREAS, on November 20, 1985 the Board adopted Ordinance 423 which established a public land corner preservation account and established a fee of six dollars for each deed offered for recording under ORS 205.130; and

WHEREAS, ORS 203.148 provides that the Board may establish a public land corner preservation fund for the purpose of paying expenses incurred in the establishment, re-establishment and maintenance of corners of government surveys under ORS 209.070(5) and (6); and

WHEREAS, ORS 203.148 provides that the maximum fee which the county governing body may establish by ordinance for recording all instruments under ORS 205.130(2) in addition to any other fee charged by the county clerk is ten dollars; and

WHEREAS, the Yamhill County Surveyor has proposed a program to increase the number of government corners which have been established, re-established or maintained, provided that he receives an increase in the public land corner preservation fund fee to ten dollars, as allowed in ORS 203.148; and

WHEREAS, the Board finds that the establishment, re-establishment and maintenance of government corners is essential to the best interests of the citizens of Yamhill County and that an increase in the fee from six dollars to ten dollars for recording all instruments under ORS 205.130(2) is therefore reasonable; Now, Therefore,

IT IS HEREBY ORDAINED BY THE YAMHILL COUNTY BOARD OF COMMISSIONERS AS FOLLOWS:

Section 1. Section 10 of Ordinance 423 is hereby amended to read in its entirety as follows:

"In addition to any other fee charged by the county clerk for recording or filing instruments, the Yamhill County Clerk shall charge a fee of ten dollars for recording all instruments under ORS 205.130(2), 1987 Replacement Parts. Fees collected pursuant to this section shall be paid to the county treasurer and shall be deposited to the credit of the Public Land Corner Preservation Account. Said account shall be used only to pay expenses incurred or authorized by the Yamhill County Surveyor in the establishment, re-establishment and maintenance of corners of government surveys under ORS 209.070(5) and (6)."

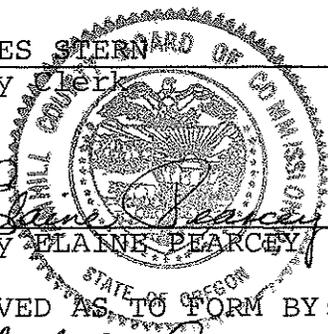
Section 2. Except as amended by Section 1 above, the remainder of Ordinance 423 shall remain in full force and effect.

Section 3. This ordinance being necessary for the health, safety and welfare of the citizens of Yamhill County, and an emergency having been declared to exist shall be effective immediately upon passage.

ATTEST:

YAMHILL COUNTY BOARD OF COMMISSIONERS

CHARLES STERNARD
County Clerk



By: *Elaine Pearcey*
Deputy ELAINE PEARCEY

APPROVED AS TO FORM BY:

John M. Gray, Jr.
JOHN M. GRAY, JR.
Yamhill County Counsel

Ted Lopuszynski
Chairman TED LOPUSZYNSKI

David E. Bishop
Commissioner DAVID E. BISHOP

Dennis L. Goecks
Commissioner DENNIS L. GOECKS