

SEP 18 1987

IN THE BOARD OF COUNTY COMMISSIONERS OF LANE COUNTY, OREGON

County Clerk  
By Stephanie Karcher  
DEPUTY

ORDINANCE NO. 15-87

) IN THE MATTER OF AMENDING  
) CHAPTER 2 OF LANE CODE  
) TO ELIMINATE INDEXING FEES,  
) CHANGE CERTAIN RECORDING FEES  
) AND THEIR APPLICATION AND  
) DECLARE AN EMERGENCY

The Board of County Commissioners of Lane County ordains as follows:

Chapter 2 of Lane Code is hereby amended by removing and substituting the following pages:

REMOVE THESE PAGES

INSERT THESE PAGES

2.900(1) - 2.900(8) to  
2.900(9) - 2.900(10)  
i.e., 2-18 to 2-19  
(a total of 2 pages)

2.900(1) - 2.900(8)  
2.900(9) - 2.900(9)  
i.e., 2-18 to 2-19  
(a total of 2 pages)

Said pages are attached hereto and incorporated herein by reference. The purpose of this substitution is to eliminate indexing fees, change certain recording fees and their application and to set an effective date in accordance with 1987 Or Laws, Chapter 469.

An emergency is hereby declared to exist and this ordinance, being enacted by the Board in the exercise of its police power for the purpose of meeting such emergency and for the preservation of the public peace, health and safety, shall take effect September 27, 1987.

ENACTED this 16 day of September, 1986.

8-13-87  
Jerry J. [Signature]

Bill Rogers  
Chairperson, Lane County Board of Commissioners  
Judy Halderman  
Recording Secretary for this Meeting of the Board

In the Matter of Amending Chapter 2 of Lane Code to Eliminate Indexing Fees, Change Certain Recording Fees and their Application and Declare an Emergency

2.900(1)

Lane Code

2.900(8)

FEES2.900 Fees to be Charged by the County Clerk for Recording and Other Services.

(1) The County Clerk shall charge no fees to Lane County or any of its Departments for recording.

(2) The fee for approval of a plat or a vacation order or ordinance by the county court is \$5.

(3) For recording and indexing any plat, the County Clerk, in whose office the deed records of the County are kept, shall charge as follows:

(a) For plats containing 20 lots or less, \$15.

(b) For plats containing over 20 lots, and less than 30 lots, \$20.

(c) For plats containing 30 lots, and less than 50 lots, \$25.

(d) For plats containing 50 lots, and less than 75 lots, \$30.

(e) For plats containing 75 lots, and less than 101 lots, \$35.

(f) For plats containing over 100 lots, in addition to the charge of \$35, the county clerk shall charge \$.50 per lot for all lots over 100.

(4) The fee charged for the services of the County Surveyor for marking the record of a vacation order or ordinance upon the original plat shall be \$6.

(5) The fee for recording a copy of the location notice for a mining claim is \$5/document.

(6) The fee for recording an affidavit of annual labor upon a mining claim is \$5/page.

(7) The certificate described in ORS 517.280 shall not be issued until the co-owners entitled to it pay to the County Clerk a fee of \$12.50. The fee for recording the certificate shall be the same as for other mining conveyances, \$5 per page.

(8) For the preparation of and processing of a marriage license waiting period waiver request, the fee is \$4.

8-79; 7.26.79  
5-84; 6.15.84  
6-86; 6.18.86  
19.86; 1.7.87

2-18

WP co0008/C  
REV: cr0008/C

2.900(9)

Lane Code

2.900(9)

(9) Pursuant to ORS 203.148 a fee of \$10 shall be charged for recording any instrument under ORS 205.130(2). This fee is in addition to any other fee charged by the County Clerk. All moneys collected under this section shall be deposited in the Public Land Corner Preservation Fund.

8-79; 7.26.79  
5-84; 6.15.84  
6-86; 6.18.86  
19.86; 1.7.87

2-19

WP co0008/C  
REV: cr0008/C

2.900(1)

Lane Code  
BOOK 133 PAGE 667  
FEES

2.900(8)

2.900 Fees to be Charged by the County Clerk for Recording and Other Services.

(1) The County Clerk shall charge no fees to Lane County or any of its Departments for recording. [indexing any records in existence. Otherwise, in addition to the statutory recording fees in the Oregon Revised Statutes, a fee for indexing any transaction required or permitted by law to be recorded is \$3.]

(2) The fee for approval of a plat or a vacation order or ordinance by the county court is \$5.

(3) For recording and indexing any plat, the County Clerk, in whose office the deed records of the County are kept, shall charge as follows:

(a) For plats containing 20 lots or less, \$15.

(b) For plats containing over 20 lots, and less than 30 lots, \$20.

(c) For plats containing 30 lots, and less than 50 lots, \$25.

(d) For plats containing 50 lots, and less than 75 lots, \$30.

(e) For plats containing 75 lots, and less than 101 lots, \$35.

(f) For plats containing over 100 lots, in addition to the charge of \$35, the county clerk shall charge \$.50 per lot for all lots over 100.

(4) The fee charged for the services of the County Surveyor or for marking the record of a vacation order or ordinance upon the original plat shall be \$6.

(5) The fee for recording a copy of the location notice for a mining claim is \$5[\$4]/document.

(6) The fee for recording an affidavit of annual labor upon a mining claim is \$5[\$4]/page.

(7) The certificate described in ORS 517.280 shall not be issued until the co-owners entitled to it pay to the County Clerk a fee of \$12.50. The fee for recording the certificate shall be the same as for other mining conveyances, \$5[\$4] per page.

(8) For the preparation of and processing of a marriage license waiting period waiver request, the fee is \$4.

8-79; 7.26.79  
5-84; 6.15.84  
6-86; 6.18.86  
19.86; 1.7.87

2-18

WP co0008/C  
REV: cr0008/C

BRACKETS [ ] indicates material being deleted  
 UNDERLINING: \_\_\_\_\_ indicates material being inserted

2.900(9)

Lane Code

2.900(9)[(10)]

(9) Pursuant to ORS 203.148 [Oregon Laws 1985, Chapter 582, Section 5, the Lane County Board of Commissioners established] a fee of \$10 shall [to] be charged for [the recordation of documents which transfer title to real property to include, but not be restricted to the following: Bargain and Sale Deed, Deed in Lieu of Foreclosure, Estoppel Deed, Land Patent, Mineral Deed, Quitclaim Deed, Sheriff's Deed, Timber Deed, Trustee Deed, Warranty Deed, Conservators' Deed, Receiver's Deed, Deed of Referee, Deed of Personal Representative, Guardian's Deed, Deed of Voluntary Conveyance, Deed Creating an Estate by the Entirety and Correction Deed] recording any instrument under ORS 205.130(2). This fee is in addition to any other fee charged by the County Clerk. All moneys collected under this section shall be deposited in the Public Land Corner Preservation Fund.

[(10) When a document's intent to transfer is not clear, a fee will be charged pursuant to LC 2.900(9). An affidavit may then be filed demonstrating that the instrument in fact does not transfer title. The affidavit shall be filed with the County Clerk within 15 days of tender of the document for recording. The County Clerk will determine whether the instrument does transfer title pursuant to state law within 15 days of receipt of the affidavit. If the County Clerk determines the document does not transfer title, any fee tendered pursuant to LC 2.900(9) shall be refunded.]

8-79; 7.26.79  
 5-84; 6.15.84  
 6-86; 6.18.86  
 19.86; 1.7.87

2-19

WP co0008/C  
 REV: cr0008/C