

BEFORE THE BOARD OF COUNTY COMMISSIONERS
FOR THE COUNTY OF KLAMATH

Date 9-10-84
Original Clerk
Copy File Proc
Devin Clark
Surveyor
Law Library

AN ORDINANCE RELATING TO FEES TO BE)
CHARGED BY THE CLERK OF KLAMATH)
COUNTY, OREGON, AS AUTHORIZED BY)
CHAPTER 429, OREGON LAWS, 1981, AND)
CHAPTER 393 OF OREGON LAWS, 1983,)
AND ORS CHAPTER 205, REPEALING)
ORDINANCE NO. 42, AND DECLARING AN)
EMERGENCY.)

ORDINANCE NO. 42.1

WHEREAS, on December 12, 1979, Klamath County adopted Ordinance No. 42 relating to fees to be charged by the Clerk and Surveyor of Klamath County; and

WHEREAS, the Klamath County Board of Commissioners deemed it necessary to update and revise said fees because of the provisions of ORS Chapter 205; and

WHEREAS, the Board of County Commissioners has determined upon a fee schedule which would be in the best interests of Klamath County and would provide the County with appropriate revenue commensurate with the services rendered; and

WHEREAS, the Klamath County Board of Commissioners having considered the provisions of this Ordinance and all the testimony and exhibits pertaining thereto at public hearings on September 6, 1984 at 11:00 a.m., in the Commissioners' Hearing Room at the Klamath County Courthouse Annex; and

WHEREAS, notice of this meeting was published in the Herald and News, a newspaper of general circulation, on August 22, 1984:

NOW, THEREFORE, THE BOARD OF COUNTY COMMISSIONERS FOR THE COUNTY OF KLAMATH, STATE OF OREGON, ORDAINS AS FOLLOWS:

Section 1. Title.

This Ordinance shall be known as the Klamath County Fee Schedule for the Clerk's Office.

Section 2. Fee Schedule.

1. For each official certification of photocopied documents \$ 3.75
2. This subsection applies only to the photographic or similar method of recording or copying. For purposes of this subsection, "page" means one side of a sheet 12-1/2 inches or less long and 8-1/2 inches or less wide.
 - a. For recording any instrument required or permitted by law to be recorded, the first page 4.00
for each additional page. 4.00
but the minimum fee shall not be less than. 4.00
 - b. For supplying to private parties copies of records or files. 3.75
for locating a record requested by the party and.25
for each page. Copies for Veterans seeking G.I. benefits are free.
 - c. For each official certificate 3.75
3. For taking affidavit for and making and issuing marriage license and registering the return thereof 25.00
plus. 20.00
to the Department of Human Resources.

4. For taking and certifying acknowledgment of proof of execution of an instrument.	\$ 3.75
5. For certifying to the official character of a Notary Public	2.50
6. For recording the commission of a Notary Public	4.00
7. For issuing any license required by law, other than a marriage or liquor license, and for which no fee is otherwise provided by law	4.00
8. Search records and furnish certificate showing all unreleased chattel mortgages, conditional sales contracts, bills of sale, affidavit of renewal and all other instruments and liens filed in the Clerk's Office affecting the personal property of a designated person, firm or corporation.	12.50
9. Filing and indexing each notice of U. S. Tax Lien.	4.00
or each certificate or notice effecting a U. S. Tax Lien (Satisfaction, etc.).	4.00
10. <u>Uniform Commercial Code</u>	
a. Filing, indexing and acknowledgment for an original financing statement or a continuation statement on standard form	3.75
per each debtor's name.	
b. Using a non-standard form	5.00
plus.	3.75
per each debtor's name.	

<p>c. Assignment, Amendment, Partial Release, Release, Termination and continuation.</p> <p>per name.</p>	<p>\$ 3.75</p>
<p>d. UCC search</p> <p>per name. For each copy of any filed financing statement or assignment requested</p> <p>per page.</p>	<p>3.75</p> <p>1.50</p>
<p>e. When a mortgage is effective as a financing statement filed as a fixture filing, <u>regular</u> recording and fees with respect to a mortgage</p> <p>per page.</p>	<p>4.00</p>
<p>f. When a separate financing statement is filed as a fixture filing, <u>regular</u> recording and satisfaction fees with respect to a mortgage</p>	<p>4.00</p>
<p>g. If UCC-3 is used as a multi-purpose filing, a fee of</p> <p>will be charged for each indicated filing, for example: If a single UCC-3 form evidenced a continuation and a partial release, the filing would be</p>	<p>3.75</p> <p>7.50</p>
<p>h. Any permanently attached insert to a document which does not cover any part of the document will be considered part of the document. There will be no extra charge for the insert.</p>	
<p>i. Any Rider attached to the document which covers any of the content of the basic document will be charged at the rate of</p>	<p>1.50</p>

if the Rider is under 9 inches in length, anything over 9 inches will be considered another page and will be. \$ 4.00

12. Liquor License Applications as established by Klamath County Board of Commissioners.

- a. New applicants. 25.00
- b. Renewals. 10.00

13. For recording Construction or Attorney Liens. 4.00

per page

14. For filing any instrument required or permitted by law to be filed, when it is not recorded 3.75 per page. (hospital, chattel liens, etc.)

15. For filing of the assignment or satisfaction of any filed, but not recorded instrument 4.00

16. Recording authority to perform marriages. 4.00 per page.

17. Performance of the marriage ceremony by the County Clerk. 10.00 during normal working hours.

18. For any service which the Clerk may be required by law to perform and no fee is provided, such fees as may favorably compare with those established by this section for similar services and as may be established by order or rule of the Board of County Commissioners.

19. Indexing Fees of Clerk Pursuant to ORS 205.340.

The County Clerk shall receive from the County for indexing records already made such compensation as the Board of

Commissioners considers sufficient. For indexing each document, in the direct or indirect indexes. \$ 1.00

20. Fee Schedule for Plats.

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

- 1. For plats containing 20 lots or less . . . 15.00
- 2. For plats containing 20 lots and less than 30 lots. 20.00
- 3. For plats containing over 30 lots and less than 50 lots. 30.00
- 4. For plats containing over 50 lots and less than 75 lots. 30.00
- 5. For plats containing over 75 lots and less than 100 lots 35.00
- 6. For plats containing over 100 lots, in addition to the charge of \$35, there shall be a charge of.35
per lot for all lots over 100.
- 7. For approval by the County Court 7.00

b. Recording of Vacations Pursuant to ORS

271.230. For recording in the County deed records, the County Clerk shall collect the fee as for recording a deed. For the services of County Surveyor for marking the record on the original plat, the County Clerk shall collect. 6.00
to be paid by him to the County Surveyor.

21. Mining Claims.

a. Recording of Location Pursuant to ORS

517.030. The locator shall, within 60 days from the posting of the location notices by him upon the lode or claim, file for record with the Clerk for the County where the claim is situated, who shall be the custodian of miners' records and miners' liens, a copy of the notice posted by him on the lode or claim and pay the Clerk a fee of. \$ 5.00 for such record, which sum the Clerk shall immediately pay over to the Treasurer of the County and shall take his receipt, therefore, as in the case of other County funds coming into possession of such officer.

b. Recordation of Affidavit of Annual Labor

Pursuant to ORS 517.210. The fee for recording the affidavit is. 5.00

c. Certificate of Ownership Pursuant to

ORS 517.280. The Certificate of Ownership shall not be issued until the co-workers entitled to it pay the Clerk a fee of. . . . 5.00

Section 3. Validity. If any subsection, section, sentence, clause, phrase or word of this Ordinance shall for any reason, be held invalid or unconstitutional by a court of competent jurisdiction, it shall not affect the validity of the remainder of this Ordinance, but shall be confined to the section, subsection, sentence, clause, phrase or word, to which it applies, it being the intent of the Board of County Commissioners that this Ordinance should stand with such deletions.

Section 4. Enactment. This Ordinance, being necessary for the immediate preservation and protection of the public health, safety, and general welfare, an emergency is hereby declared to exist, and this Ordinance shall be, and is hereby declared to be, in full force and effect from the date of its passage.

DATED this 6th day of September, 1984.

KLAMATH COUNTY BOARD OF COMMISSIONERS

Roger Kunitz
CHAIRMAN

Carroll Zorn Pedert
COMMISSIONER

Neil Kuonen
COMMISSIONER

ATTEST:

Catherine Haga
RECORDING SECRETARY