

BEFORE THE BOARD OF COUNTY COMMISSIONERS

OF TILLAMOOK COUNTY, OREGON

Amended Ordinance Imposing Recording )      ORDINANCE NO. 34  
Fees for Recording of any Deed and      )      AMENDMENT #3  
Related Matters                                      )

The Tillamook County Board of Commissioners adopted Ordinance #34 on December 4, 1985, and amended same on December 16, 1987, and September 19, 1990. The Ordinance is in need of further amendment to reflect changing circumstances in the County Clerk's Office and Surveyor's Office.

The Oregon Legislature in 2025 passed House Bill 3175 amending ORS 203.148 which permitted the county to impose a fee for recording all instruments under ORS 205.130 (2).

Section 6.1 of County Ordinance No. 18, Amendment #3, authorizes any changes to the fees or charges collected by the Tillamook County Clerk or the Tillamook County Surveyor or to the law library fees or charges collected by the Circuit Court Clerk shall be set by the Board of Commissioners by Board Order.

The Board of Commissioners for Tillamook County ORDAINS as follows:

1. Paragraph 4 of the 1987 Amendment to Ordinance No. 34 is amended to read:

There shall be assessed for each recorded instrument a 10% administrative fee to be collected at the time of recordation by the County Clerk, and such administrative fee shall be paid into the county General Fund.

2. Paragraph 1 of the 1990 Amendment to Ordinance No. 34 is amended to read:

There is hereby imposed a fee to be collected by the County Clerk for recording any instrument, regardless of when dated or acknowledged, in addition to any other fee charged by the Clerk per ORS 205.130 (2).

3. Paragraph 3 of the 1990 Amendment to Ordinance No. 34 is amended to read:

Public Land Corner Preservation Fund fees and the administrative fee shall not be required in connection with the recording of a correction deed or mortgage or any re-recording or death certificate.

4. Effective Date:

This Ordinance shall take effect on July 1, 2026.

Date of First Reading: March 11, 2026.

Date of Second Reading: March 25, 2026.

ADOPTED this 25<sup>th</sup> day of March, 2026.

THE BOARD OF COMMISSIONERS  
FOR TILLAMOOK COUNTY, OREGON

	Aye	Nay	Abstain/Absent
_____ Paul Fournier, Chair	_____	_____	_____/_____
_____ Mary Faith Bell, Vice-Chair	_____	_____	_____/_____
_____ Erin D. Skaar, Commissioner	_____	_____	_____/_____

ATTEST: Christy Nyseth,  
County Clerk

APPROVED AS TO FORM:

By: \_\_\_\_\_  
Special Deputy

\_\_\_\_\_  
Bryan Libel, County Counsel

FILED

COUNTY COURT JOURNAL

SEP 19 4 35 PM '90

BEFORE THE BOARD OF COMMISSIONERS

FOR TILLAMOOK COUNTY, OREGON  
JOSEPHINE VELTRI  
COUNTY CLERK

Amended Ordinance Imposing	)	DEPUTY
Recording Fees for Recording of	)	1990 AMENDMENT TO
Any Deed and Related Matters	)	ORDINANCE No. 34

WHEREAS, The Tillamook County Board of Commissioners adopted Ordinance No. 34 on December 4, 1985 and amended same on December 16, 1987 and

WHEREAS, the Ordinance is in need of further amendment to reflect changed circumstances in the County Clerk's and Surveyor's offices. Now, therefore,

the BOARD OF COMMISSIONERS OF TILLAMOOK COUNTY ORDAINS as follows:

1. Paragraph 1 of Ordinance No. 34 is amended to read:

There is hereby imposed a fee of ~~\$6.00~~ to be collected by the County Clerk for recording any instrument, regardless of when dated or acknowledged, in addition to any other fee charged by the Clerk, ~~including but not limited to the following:~~

~~Affidavits attached to instruments, assignments, agreements, assumption agreements, contracts, deeds, death certificates, default and election to sell, disclaimers of interest, deed of trust, dissolutions of partnerships, declarations of trust, declarations of unit ownership, easements, homestead claims, inventories of probate, lease and option to buy, land patents, leases, lease terminations, mortgages, mortgage extensions, mergers, master forms, mobile home exemptions, mailing notices, mortgage releases without waiver of debt, subordinations, mortgage satisfaction and assignments, mortgage waiver and consents, oil and gas leases, oil and gas lease surrenders, options, partnerships, powers of attorney, revoke powers of attorneys, partial reconveyances, release~~

~~assignments of lease, release contract assignments, rescission of default and election to sell, reconveyance, rights of first refusal, satisfactions, partial satisfactions, Certificate of Redemptions and health hazard notices.~~

2. Paragraph 2 of the 1987 Amendment to Ordinance No. 34 is hereby deleted, in its entirety.

3. A new paragraph to Ordinance No. 34 and the 1987 Amendment to Ordinance No. 34 is hereby added as follows:

Public Land Corner Preservation Fund fees and the administrative fee shall not be required in connection with the recording of a correction deed or mortgage or any re-recording **or death certificate.**

4. This Amendment being deemed necessary by the Board of Commissioners for the immediate preservation of the public peace, health, safety and general welfare of the citizens of Tillamook County, an emergency is declared to exist and this amendment shall take effect on October 1, 1990.

DATED this 19<sup>th</sup> day of September, 1990.

**THE BOARD OF COMMISSIONERS  
FOR TILLAMOOK COUNTY, OREGON**

Ida A. Lane  
IDA A. LANE, Chairperson

Kenneth M. Burdick  
KENNETH M. BURDICK, Vice-Chairman

Robert B. Miles  
ROBERT B. MILES, Commissioner

APPROVED AS TO FORM:

William K. Sargent  
WILLIAM K. SARGENT  
County Counsel

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FILED  
DEC 16 1987

JOSEPHINE VELTRI  
COUNTY CLERK

BEFORE THE BOARD OF COMMISSIONERS  
OF TILLAMOOK COUNTY, OREGON

Amended Ordinance Imposing Recording )  
Fees for Recording of Any Deed and ) 1987 AMENDMENTS  
Renaming the Public Land Corner ) ORDINANCE No. 34  
Preservation Account to a Fund, and )  
Related Matters. )

WHEREAS, The Tillamook County Board of Commissioners adopted Ordinance No. 34 on December 4, 1985 in response to certain legislation adopted by the 1985 Oregon Legislative Assembly, and

WHEREAS, the 1987 Oregon Legislative Assembly has amended the 1985 statutory scheme and amended the fee schedules for the recordation of documents pertaining to real property, and

WHEREAS, the County Clerk, the Treasurer, and Surveyor have incurred necessary expenses in administering the Public Land Corner Preservation Account, which should now be referred to as a Fund, and it is appropriate to reimburse the county general fund for these administrative costs, and

WHEREAS, the County Clerk's office incurs expenses and expends labor in providing search services for public records.

Now, therefore,

the BOARD OF COMMISSIONERS OF TILLAMOOK COUNTY ORDAINS as follows:

1. Paragraph 1 of Ordinance #34 is amended such that a \$5.00 Public Land Corner Preservation fee is assessed for all instruments recorded by the County Clerk pursuant to ORS 205.130(2), as provided for by 1987 Oregon Laws chapter 469 (House Bill 2431), codified as ORS 203.148.

2. The term "instruments" shall include, but not be limited to the following types of instruments to be filed in the Deeds and Mortgages portion of the Clerk's records:

Affidavits attached to instruments, assignments, agreements, assumption agreements, contracts, deeds, death certificates, default and election to sell, disclaimers of interest, deed of trust, dissolutions of partnerships,, declarations of trust, declarations of unit ownership, easements, homestead claims, inventories of probate, lease and option to buy, land patents, leases, lease terminations, mortgages, mortgage extensions, mergers, master forms, mobile home exemptions, mailing notices, mortgage releases without waiver of debt, subordinations, mortgage satisfaction and assignments, mortgage waiver and consents, oil and gas leases, oil and gas lease surrenders, options, partnerships, powers of attorney, revoke powers of attorney, partial reconveyances, release assignments of lease, release contract assignments, rescission of default and election to sell, reconveyance, rights of first refusal, satisfactions, partial satisfactions, UCC's, Certificate of Redemptions and health hazard notices.

3. Paragraph 2 of Ordinance #34 is amended to change the name of the Public Land Corner Preservation Account to the Public Land Corner Preservation Fund, in the office of the County Survey.

~~4. There shall be assessed for each recorded instrument as defined by Paragraph 1 of this 1987 Amended Ordinance a \$1.00 administrative fee to be collected at the time of recordation by the County Clerk, and such administrative fee shall be paid into the county General Fund. The PLCP fund fees, administrative fee, and public records search fee shall take effect January 1, 1988.~~


5. The recording fees for documents as set forth in ORS 205.320(6((b), as amended by 1987 Oregon Laws chapter 469 (House Bill 2431), effective September 27, 1987, is amended to be \$5.00 for the first page, \$5.00 for each additional page, \$1.50 for each rider, but the minimum fee shall not be less than \$5.00.

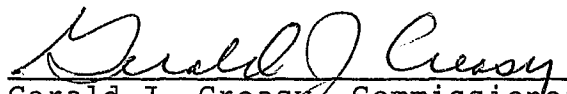
6. The County Clerk shall impose and collect record search fees for a minimum of \$10.00 and an additional \$10.00 for each hour after the first half hour of public records searching.

7. This ordinance being deemed necessary by the Board of Commissioners for the immediate preservation of the public peace, health, safety and general welfare of the citizens of Tillamook County, an emergency is declared to exist and this ordinance shall take effect immediately upon its passage.


DATED this 16<sup>th</sup> day of December, 1987.


BOARD OF COUNTY COMMISSIONERS  
FOR TILLAMOOK COUNTY, OREGON

  
\_\_\_\_\_  
Dean J. Kinkade, Chairman

  
\_\_\_\_\_  
Gerald J. Creasy, Commissioner

Approved as to form:

  
\_\_\_\_\_  
Neal C. Lemery  
District Attorney and  
Acting County Counsel

  
\_\_\_\_\_  
Gerald A. Woodward, Commissioner