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BEFORE THE BOARD OF COUNTY COMMISSIONERS  
FOR LINCOLN COUNTY, OREGON

#10  
B. Williams  
87-024

Lincoln County Legal Counsel

Ordinance # 261

AN ORDINANCE AMENDING ORDINANCE #235, CHAPTER SIX, ROADS, SECTIONS 6.725 & 6.735, RELATED TO THE PRESERVATION OF CERTAIN SURVEY CORNERS, AND DECLARING AN EMERGENCY

WHEREAS ORS 203.148 (2) has been amended by 1987 Oregon Laws Chapter 469 to allow a County to establish by Ordinance a Fee not to exceed \$10.00 for recording all instruments under ORS 205.130 (2) for preservation, establishment and maintenance of corners of Government Surveys under 209.070 (5) & (6); and

WHEREAS Lincoln County has established by Ordinance #235, a Fee Schedule which needs to be amended to reflect this change in the State Law;

Now, therefore, the County Board of Commissioners ORDAINS as follows:

SECTION I: That the identified Sections of the Lincoln County Code, Chapter Six, be amended to read as follows:

"6.725 FEES

(1) The County Clerk shall collect, in addition to any other fees, a fee of \$10.00 for recording all instruments under ORS 205.130 (2) (Deed & Mortgage Records).

(2) All fees collected under paragraph (1) of this section shall be deposited with the County Treasurer at least once a month and shall be credited to the Public Land Corner Preservation Fund.

"6.735 EFFECTIVE DATE

Fees provided for in Section 6.725 shall be collected by the County Clerk for the recording of subject instruments after the 15th day of October, 1987."

SECTION II: SEVERABILITY

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

SECTION III: EMERGENCY CLAUSE


This ordinance, being necessary for the immediate preservation of the public peace, health, safety, and welfare, an emergency is declared to exist and this ordinance takes effect on its adoption.

DATED this 30th day of September, 1987.

LINCOLN COUNTY BOARD OF COMMISSIONERS

  
Chairperson

  
Commissioner

  
Commissioner