

BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR

MULTNOMAH COUNTY, OREGON

ORDINANCE NO. 45

An Ordinance imposing a tax on certain documents transferring real property and recorded in Multnomah County.

Multnomah County ordains as follows:

Section 1. This Ordinance shall be known as the "Documentary Stamp Tax Ordinance of Multnomah County".

Section 2. A tax is hereby imposed on all documents transferring real property which are tendered for recording in the public records of Multnomah County. The tax shall attach and become due at the time the document transferring real property is presented to the Director of Records and Elections for recording. As used herein, the term, "documents transferring real property", means all deeds, instruments, or writings, whereby any lands, tenements, or other real property, or any interest therein shall be granted, assigned, transferred, or otherwise conveyed to or vested in the purchaser, or other person by his direction.

Section 3. The tax shall be imposed at the rate of 55 cents for each \$500.00 of consideration or value of interest of the property conveyed or the fractional part thereof, when the consideration stated in the document transferring real property exceeds \$100.00. The tax imposed herein shall not apply to any written instrument given to secure a debt.

Section 4. The tax shall be paid to the county by the person who delivers the document transferring real property to the Director of Records and Elections for recording. The tax paid shall be evidenced by documentary stamps which shall be affixed to the face of each document subject to the tax.

Section 5. Failure to pay the required tax in full or in part at the time the document transferring real property is presented for recording shall not be cause for the Director of Records and Elections to refuse to accept the

document for recording; however, the tax shall be a debt subject to collection by civil action against the person liable for payment.

Section 6. The tax imposed herein shall not apply to documents transferring real property where any of the following entities are grantors or grantees:

- (a) The United States or any agency thereof;
- (b) Any state or territory or political subdivision thereof, or the District of Columbia;
- (c) Foreign countries.

Section 7. The Director of Records and Elections shall administer and enforce this ordinance. He shall have available for sale adhesive documentary tax stamps in suitable denominations. Stamps shall be purchased at their face value from the Director of Records and Elections. All revenues from the sale of documentary stamps shall be promptly delivered to the Department of Administrative Services for deposit in the County General Fund.

Section 8. After the document transferring real property is accepted by the Director of Records and Elections for recording, he shall cancel each of the stamps affixed to said document by means of printing or marking on it some sign of cancellation sufficient to prevent the re-use of the stamp.

Section 9. This ordinance being necessary for the immediate preservation of the public peace, health and safety, an emergency is declared to exist and this ordinance shall be effective as of the 1st day of July, 1971.

DATE OF PASSAGE: June 24, 1971 .

BOARD OF COUNTY COMMISSIONERS
MULTNOMAH COUNTY, OREGON

APPROVED AS TO FORM:

By M James Cleason
Chairman

DESMOND D. CONNALL
District Attorney for
Multnomah County, Oregon

By Jerome E. LaBarre
Deputy District Attorney

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