

Vol. 75 Page 15193

7848

EMPLOYEE BENEFIT PLAN LIEN

(ORS 87.855)

NOTICE OF CLAIM

Notice is hereby given that:

1. I, JAMES D. CHURCH, the authorized representative of Administration and Insurance Office, Inc., the administrative agency of the Trustees of the Cement Masons-Employer's Trust, the Cement Masons-Employer's Pension Trust and the Oregon-Washington Cement Masons-Employer's Apprenticeship and Training Trust Fund, hereby claim an Employee Benefit Plan Lien pursuant to ORS 87.855 - .865 on behalf of all employees covered by a collective bargaining agreement in effect from June 1, 1975 through May 31, 1980, between D. W. Mitchell, 5808 Harlan Drive, Klamath Falls, Oregon (herein "the Employer") and Cement Masons Local Union No. 555 of Portland, Oregon, for the period of August, 1975 through October, 1975.

2. The employee benefit plan involved herein arises out of the provisions of said collective bargaining agreement and an incorporated trust agreement wherein the Employer agreed to pay into the Western Conference of Teamsters Pension Trust Fund for a pension program for all employees covered by the bargaining agreement the total sum of \$1.85 per compensable hour (\$345.95 per month). During the following months the Employer had the following number of employees covered by the bargaining agreement, and under the terms of the bargaining agreement and the trust agreement the below stated sums became due on the below stated dates:

Month	No. of Employees	Amount Due	Date Due
August, 1975	three	\$1,141.64	9/30/75
September, 1975	three	1,141.64	10/31/75
October, 1975	three	1,141.64	11/10/75

The present employer of those employees is unknown to me.

Employee Benefit Plan Lien Claim Notice - 1

Filed for record at request of this 3rd day of DECEMBER A. D., 1975 at 2:06 o'clock P. M., and duly recorded in Vol. M 75 of DEEDS on Page 15193

fee 4 6.00

WM. D. MILNE, County Clerk
By Hazel Whagitt Deputy

15194

3. This lien is on all the earnings and on all property used in the operation of the Employer's business to the extent of the sum of \$3,424.92, which is the total sum due for the above - stated periods. Demand for payment thereof is hereby made.

DATED this 2 day of December, 1975.

ADMINISTRATION AND INSURANCE OFFICE, INC.

By James D. Church
James D. Church
Carney, Haley, Probst & Levak
501 Pacific Building
Portland, Oregon 97204
Telephone: 226-4087

AFFIDAVIT

STATE OF OREGON)
) ss.
County of Multnomah)

I, James D. Church, the representative named in and who signed the foregoing claim and notice of lien claim, being first duly sworn, say that I know the contents of said notice of claim and have knowledge of the facts therein set forth, and it is my information and belief that the same is in all respects true and correct and contains a true statement of claimants' demand and the amount due claimants after deducting all just credits and offsets. Provided, however, that as the Employer named in said notice of claim has failed to supply all information required by the trust agreement named therein, the notice of claim has been compiled from incomplete records, and may be amended as the Employer provides the Trust with the reports due the Trust Administrators.

Subscribed and sworn to before me this 2 day of December, 1975.

Virginia A. Whiting
Notary Public for Oregon
My Commission expires: 1/26/76

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of CARNEY, HALEY, PROBST & LEVAK ATTYS

this 3rd day of DECEMBER A. D., 1975 at 2:06 o'clock P.M., and duly recorded in Vol. M 75 of DEEDS on Page 15193

fee 4 6.00

WM. D. MILNE, County Clerk

By Hazel Shagil Deputy