

22602

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KNOW ALL MEN BY THESE PRESENTS: The undersigned, hereinafter called the claimant, has performed labor and/or furnished materials at the special instance and request of KENNETH DEGREE dba Degree Construction Company who at all times herein mentioned was the ☒ original contractor, ☐ subcontractor, ☐ construction agent, ☐ or ☐ other person (indicate which) having charge of the construction of that certain improvement known as addition to hospital situated upon certain land in the County of Klamath, State of Oregon, which is the site of said improvement, described as follows:

See Exhibit "A" attached hereto and by this reference incorporated herein

Address, if known (if unknown, so state) 2865 Daggett Street
Klamath Falls Number, Street and City
in said county and state
The name of the owner or reputed owner of said land is Klamath Falls Intercommunity Hospital Authority who, at all times herein mentioned had knowledge of the construction of said improvement.
The name of the person who employed claimant to perform said labor and/or to furnish said materials is
The kind of labor so performed and/or materials so furnished by claimant is:
Labor (if no labor performed, insert the word "none") lathing and plastering and other types of related labor
Materials (if no materials furnished, insert the word "none") building materials and supplies
Claimant commenced to perform said labor and/or to furnish said materials on 1/7, 19 76
and completed same on 9/22, 19 76, after which he ceased to provide and/or to furnish materials.

The following is a true statement of claimant's demand after deducting all just credits and offsets, to-wit:

Labor	\$ 8471.00
Materials	\$ 3529.00
Preparation of this claim of lien (ORS 87.910)	\$ 10.00
Recording fees	\$ 9.00
Total	\$ 12019.00
Less all just credits and offsets	\$ 0.00
Balance due claimant	\$ 12019.00

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Claimant claims a lien for the amount last stated upon the said improvement and upon the site, to-wit: the land upon which said improvement is constructed, together with such space about the same as may be required for the convenient use and occupation of the improvement constructed on said site, to be determined by the court at the time of the foreclosure of this lien.

In construing this instrument, the masculine pronoun means and includes the feminine and the neuter, and the singular includes the plural, as the circumstances may require.

Dated this 30th day of November, 1976.

JACK D. HATHAWAY, INC.

X *Jack D. Hathaway*
Claimant

I, JACK D. HATHAWAY, being first duly sworn, depose and say: That I am the President of claimant named in and who signed the foregoing instrument; that I have knowledge of the facts therein set forth; that all statements made in said instrument are true and correct, as I verily believe.

X *Jack D. Hathaway*

Subscribed and sworn to before me this 30th day of November, 1976.

(SEAL)

Snell D. Durr
Notary Public for Oregon. My Commission expires 5-22-78.

NOTICE TO THE OWNER of the land described in the attached copy of claim of lien:

Please be advised that the original claim of lien of which the attached is a true copy was filed and recorded in the office of the recording officer of _____ County, Oregon, on _____, 19____.

Claimant

Note: Section 14 of Chapter 466, Oregon Laws 1975 provides:

"A person filing a claim for a lien as provided by ORS 87.035 shall deliver to the owner a notice in writing that the claim has been filed. The notice shall be delivered not later than 20 days after the date of filing."

Note: The foregoing lien is created by subsection 1 of ORS 87.010. Section ORS 87.035 provides: "Every person claiming a lien under subsection (1) or (2) of ORS 87.010 shall file the claim not later than 90 days after he has ceased to provide labor, rent equipment or furnish materials or 60 days after completion of construction, whichever is earlier." Also that the lien claim "shall be filed for recording with the recording officer of the county or counties in which the improvement or some part thereof, is situated."

**CLAIM OF
CONSTRUCTION LIEN
LABOR AND/OR MATERIALS**
(FORM No. 126)

Lien Claimant

Owner

AFTER RECORDING RETURN TO

SPACE RESERVED
FOR
RECORDER'S USE

STATE OF OREGON

County of _____

I certify that the within instrument was filed in my office on the _____ day of _____, 19____, at _____ o'clock _____ M., and recorded in book _____ at page _____, or as file/reel No. _____ of the Construction Lien Book of said County.

Witness my hand and seal of County affixed.

Recording Officer

By _____ Deputy

EXHIBIT "A"

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PARCEL 1:

A parcel of land situated in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at an iron pin marking the Northeast corner of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 20, Township 38 South, Range 9 East of the Willamette Meridian; thence S. 0°46' W. along the East line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 100.00 feet to a point; thence N. 89°21' W. a distance of 420.87 feet to a point; thence S. 20°39'40" W. a distance of 504.11 feet to a point on the Northerly line of Foothill Boulevard in the plat of McLoughlin Heights Subdivision; thence Westerly along said Northerly line to its intersection with the Northeasterly line of Daggett Avenue as shown on the plat of Re-subdivision of a portion of McLoughlin Heights; thence Northwesterly along the Northeasterly line of Daggett Avenue to an iron pin on the West line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$; thence N. 0°51' E. along said West line a distance of 381.24 feet, more or less, to the Northwest corner of said SW $\frac{1}{4}$ NE $\frac{1}{4}$; thence S. 89°21' E. along the North line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 1318.1 feet, more or less, to the point of beginning.

PARCEL 2:

Lots 1 thru 7 and Lots 16 thru 22 in Block 6 of McLoughlin Heights, according to the official plat thereof on file in the records of Klamath County, Oregon.

STATE OF OREGON; COUNTY OF KLAMATH; ss.

led for record & return of

this 7th day of DECEMBER A. D. 1976 at 12:37 o'clock P. M., and duly recorded in Vol. M 76, of CONSTRUCTION LIEN on Page 19632

FEE \$ 9.00

W. D. MILNE County Clerk

By *Hazel Dray*

*Rev. M. M. M. & M. M. M.
1147 High St.,
Eugene, Ore.
97401*