

28872

Vol. 77 Page 7358

KNOW ALL MEN BY THESE PRESENTS: The undersigned, hereinafter called the claimant, has performed labor upon, transported or furnished materials and/or rented equipment under a contract between claimant and Presbyterian Intercommunity Hospital, who was the ☒ original contractor ☐ subcontractor, ☐ construction agent or ☐ other person (indicate which) having charge of the construction of that certain improvement known as Presbyterian Intercommunity Hospital situated upon certain land in the County of Klamath, State of Oregon, (which is the site of said improvement) described as follows:

See attached exhibits "A" and "B".

The address of said improvement, if known (if unknown, so state) is 2865 Daggett, Klamath Falls, Oregon, in the City of Klamath Falls, in said county and state.

The name of the owner or reputed owner of said land is Presbyterian Intercommunity Hosp. the name of the owner of said improvement at whose instance said labor, materials and/or equipment were performed or furnished is Presbyterian Intercommunity Hospital, the person or persons just named, at all times herein mentioned, had knowledge of the construction of said improvement. The name of the person by whom claimant was employed or to whom he furnished said labor, materials and equipment is Presbyterian Intercommunity Hospital.

Labor, kind (if no labor performed, insert the word "none") Painting

Materials (if no materials furnished, insert the word "none")

Equipment rented (if none, insert "none")

All of said labor, materials and equipment was actually used in the construction of said improvement.

Claimant commenced to perform his said contract on Feb. 2, 1977, and completed same on Feb. 4, 1977, after which he ceased to provide labor and to furnish materials and equipment.

The construction of said improvement was completed on Feb. 4, 1977. (If not yet completed, so state).

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

Contract price \$ 4,086.50

Said price includes the reasonable rental value of said equipment which is \$

If no contract price, the reasonable value of claimant's labor, materials and equipment is:

Labor \$

Materials \$

Equipment \$

Preparation of this claim of lien (ORS 87.910) \$ 10.00

Recording fees \$ 12.00

Total \$ 4,108.50

Less all just credits and offsets \$

Balance due claimant \$ 4,108.50

For the time and place of recording to make this lien a valid claim, see quotation from ORS 87.035 on next page.

(OVER)

77 APR 23 PM 346

4712

1359

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 the land that 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 April 29, 1977.

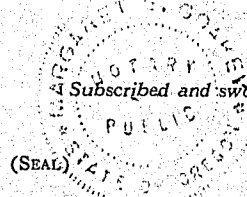
Patzner & Gardner Painting & Decorating

by Phillip Gardner
Claimant

STATE OF OREGON, County of Klamath ss.

I, Phillip Gardner, being first duly sworn, depose

and say: That I am the claimant named in 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.



Phillip Gardner

Subscribed and sworn to before me this 29th day of April, 1977.

Margaret E. Looker
Notary Public for Oregon. My Commission expires 3-19-81

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 Klamath County, Oregon, on April 29, 1977.

Patzner & Gardner Painting & Decorating

By Phillip Gardner
Claimant

Note: ORS 87.039 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 "Original contractor" means a contractor who has a contractual relationship with the owner"; a subcontractor does not. ORS 87.005.

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
SUB CONTRACTOR
(Form No. 124)

Lien Claimant

Owner

AFTER RECORDING RETURN TO

STATE OF OREGON

County of } ss.

I certify that the within instrument was filed in my office on the day of 1977, at o'clock M., and recorded in book on 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

7360

PARCEL 1:

127.0
Block 78.9 McLaughlin Heights
A parcel of land situated in the SW1/4 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 SW1/4 of Section 20, Township 38 South, Range 9 East of the Willamette Meridian; thence S. 89°46' W. along the East line of said SW1/4 a distance of 100.60 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 Pothill Boulevard in the plat of McLaughlin 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 McLaughlin Heights; thence Northwesterly along the Northeasterly line of Daggett Avenue to an iron pin on the West line of said SW1/4; thence N. 89°51' E. along said West line a distance of 351.24 feet, more or less, to the Northwest corner of said SW1/4; thence S. 89°21' E. along the North line of said SW1/4 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 McLaughlin Heights, according to the official plat thereof on file in the records of Klamath County, Oregon.

PARCEL 3:

38-09-2000-2

A parcel of land situate in the SW1/4 of Section 20, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at a brass cap monument marking the Northeast corner of said SW1/4 of Section 20, which monument also marks the Northwest corner of McLaughlin Heights Subdivision; thence N. 89°10' W. along the North line of said SW1/4 a distance of 182.58 feet to a point on the Easterly line of Campus Drive; thence S. 2°38' W. along the Easterly line of Campus Drive to its intersection with the Northerly line of Daggett Avenue; thence East along the Northerly line of Daggett Avenue a distance of 191.54 feet, more or less, to the East line of said SW1/4; thence N. 89°51' E. along said East line a distance of 381.24 feet, more or less, to the point of beginning.

EXHIBIT "A"

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of:

this 21st day of August, A.D. 1925, at 2:15 o'clock P.M., and duly recorded in

Vol. 125 of _____ on Page 1273

P. 59.00

W.M. D. MILLER, County Clerk

By Hazel Howard Deputy

Exhibit "A"

7361

A-14

First

All of Blocks 7, 8 and 9 of McLOUGHLIN HEIGHTS, and that portion of Vacated Uhrmann Road lying between the southerly boundary of Block 8, extended westerly of McLoughlin Heights and the northerly boundary of said McLoughlin Heights, also that portion of Vacated Hilltop Street lying between the Easterly boundary of said McLoughlin Heights and a point 969.55 feet West of the Said Easterly boundary of McLoughlin Heights, according to the official plat thereof on file in the records of Klamath County, Oregon.

In Klamath County, Oregon.

*Ref. U. W. Goober
121 main
city*

Exhibit "B"

STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 29th day of April A.D., 19 77 at 3:46 o'clock P M., and duly recorded in Vol. M 77 of construction liens on Page 7358.

FEE \$12.00

WM. D. MILNE, County Clerk
By *[Signature]* Deputy