

30120

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 DEGREE CONSTRUCTION COMPANY 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:

Per Exhibit "A" attached hereto and by this reference incorporated herein.

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 Hospital, Inc. the name of the owner of said improvement at whose instance said labor, materials and/or equipment were performed is Presbyterian Intercommunity Hospital, Inc.; 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 Ken Degree of DEGREE CONSTRUCTION COMPANY.

Labor, kind (if no labor performed, insert the word "none") Installation of electrical system.

Materials (if no materials furnished, insert the word "none") Electrical fixtures, conduit, cables, wires, etc., for electrical system.

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 July 21, 1975, and completed same on April 15, 1977, after which he ceased to provide labor and to furnish materials and equipment.

The construction of said improvement was completed on XXXXXXXXXXXXXXXXXXXX (If not yet completed, so state). Not yet completed May 26, 1977.

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

Contract price \$345,329.50

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 \$3.00

Total \$345,342.50

Less all just credits and offsets \$328,077.02

Balance due claimant \$17,265.48

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

(OVER)

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 May 25, 1977 HOWARD ELECTRIC CO.

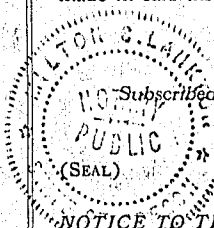
By: Kenneth Maynard
Kenneth Maynard Claimant

STATE OF OREGON, County of Multnomah ss.

I, Kenneth Maynard, being first duly sworn, depose

and say: That I am the Project Manager of Howard Electric Co. 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.

Kenneth Maynard
Kenneth Maynard



Subscribed and sworn to before me this 25th day of May, 1977.

Milton C. Lantton
Notary Public for Oregon. My Commission expires 9/23/77

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

By 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)

Howard Electric Co.

Lien Claimant

Presbyterian Intercommunity
Hospital, Inc.

Owner

AFTER RECORDING RETURN TO
Black, Kendall, Tremaine,
Boothe & Higgins
3100 First National Bank Tower
Portland, OR 97201

(SPACE RESERVED
FOR
RECORDER'S USE.)

STATE OF OREGON

County of ss.

I certify that the within instrument was filed in my office on the day of 19, 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

PARCEL 1:

A parcel of land situate 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 South 0° 46' West along the East line of said SW $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 100.00 feet to a point; thence North 89° 21' West a distance of 420.87 feet to a point; thence South 20° 39' 40" West 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 North 0° 51' East 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 South 89° 21' East 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 office of the County Clerk of Klamath County, Oregon.

PARCEL 3:

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

Beginning at a Brass cap monument marking the Northeast corner of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 20, Township 38 South, Range 9 East of the Willamette Meridian, which monument also marks the Northwest corner of McLoughlin Heights Subdivision; thence North 89° 10' West along the North line of said SE $\frac{1}{4}$ NW $\frac{1}{4}$ a distance of 182.58 feet to a point on the Easterly line of Campus Drive; thence South 2° 38' West 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 191.34 feet, more or less, to the East line of said SE $\frac{1}{4}$ NW $\frac{1}{4}$; thence North 0° 51' East, along said East line a distance of 381.24 feet, more or less, to the point of beginning.

STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 26th day of May A.D., 19 77 at 8:36 o'clock A.M., and duly recorded in Vol. M 77, of Construction Liens on Page 9134.

FEE \$9.00

WM. D. MILNE, County Clerk

By Kazuo Drazic Deputy