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Vol. <sup>m</sup> 77 Page 19365

KNOW ALL MEN BY THESE PRESENTS: The undersigned, hereinafter called the claimant, has performed labor upon, transported or furnished materials and/or rented equipment (as hereinafter described), actually used in the construction of that certain improvement known as 7990 Hill Road, Klamath Falls, Oregon, all at the instance of the owner of said improvement or his construction agent; said improvement is situated upon certain land in the County of Klamath State of Oregon, (which is the site of said improvement) described as follows:

**PARCEL 1:** A tract of land situated in the NE<sup>1</sup>/<sub>4</sub> of Section 28, Township 39 South, Range 10 East of the Willamette Meridian, more particularly described as follows: Beginning at a point on the North line of said Section 28 South 89°54'41" East, 827.90 feet from the North one-fourth corner of said Section 28; thence South 00°19'32" West, 30.00 feet to a 3/8 inch iron pin; thence continuing south 00°19'32" West, 238 feet; thence South 89°54'41" East, 506.01 feet to the center line of the County Road; thence North 00°19'32" East along the center line of said road 238 feet, more or less, to a one-half inch iron pin on the North line of said Sec. 28; thence North 89°54'41" West, 10.70 feet to a 3/8 inch iron pin marking the NE corner of the NE<sup>1</sup>/<sub>4</sub> of said Sec. 28; thence continuing North 89°54'41" West, 492.31 feet to the point of beginning.

**PARCEL 2:** A parcel of land situated in Section 28, Township 39 South, Range 10 East of the Willamette Meridian, being more particularly described as follows: Commencing at the Northwest corner NE<sup>1</sup>/<sub>4</sub> of said sec. 28; thence South 89°54'41" East along the North line of said Sec. 28, a distance of 827.90 feet; thence leaving said Section line South 00°19'32" West, 238.00 feet to the point of beginning for this description; thence continuing South 00°19'32" West, 126.66 feet to the Northwest corner of that certain tract described in Klamath County Deed Records Vol. M72, page 11548; thence South 89°54'41" East, 476.02 feet to the Northeast corner of the aforementioned tract of land; thence North 00°19'32" East, 230.67 feet; thence North 89°54'41" West, 476.01 feet to the point of beginning.

The address of said land is, if known (if unknown, so state) 7990 Hill Road, Klamath Falls, Oregon, in said county and state.

The name of the owner or reputed owner of said land is James E. Cox.

The name of the owner or reputed owner of said improvement is James E. Cox; the person or persons just named 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, to furnish said materials and/or equipment, or ☐ to whom he furnished said materials or rented said equipment (indicate which) is Ron Phair.

The kind of labor so performed, materials so transported or furnished and equipment so rented by claimant was:

Labor (if no labor performed, insert word "none") installation of heating and air conditioning system and all duct work in connection therewith.

Materials (if no materials furnished, insert the word "none") see attached Exhibit "A"

Equipment rented, if none, insert "none." none

Claimant commenced to perform said labor, to furnish said material and/or equipment on April 27, 1977, and completed same on Sept. 28, 1977, after which he ceased to perform labor and/or to furnish materials or equipment. The construction of said improvement was completed on Sept. 28, 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:

Labor	\$ 1,900.00
Materials	\$ 1,900.00
Equipment; its reasonable rental value	\$
Preparation of this claim of lien (ORS 87.910)	\$
Recording fees	\$ 10.00
Total	\$ 3,810.00
Less all just credits and offsets	\$ 3,810.00
Balance due claimant	\$ 919.00

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

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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 18th day of October, 1977.

*Jimmie E. Mason*

Claimant

State of Oregon, County of Klamath ss.  
I, Jimmie E. Mason

being first duly sworn, depose and say: That I am the Secretary-Treasurer of Ring Sheet Metal, Inc., 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.

RING SHEET METAL, INC.

by *Jimmie E. Mason*

Subscribed and sworn to before me this 18th day of October, 1977.



*Dolores Down*  
Notary Public for Oregon. My Commission expires 4-16-78.

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 Klamath County, Oregon, on October 18th, 1977.

*Jimmie E. Mason*

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: 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

*OW Hoakley*  
431 Main  
35245

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 \_\_\_\_\_ 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

## RING SHEET METAL INC.

1908 Vine St. P. O. Box 393  
KLAMATH FALLS, OREGON 97601  
(503) 884-5683

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PROPOSAL SUBMITTED TO <b>Ron Phair</b>	PHONE <b>882-0436</b>	DATE <b>4-26-77</b>
STREET <b>4106 Bristol Ct.</b>	JOB NAME <b>Jim Cox</b>	
CITY, STATE AND ZIP CODE <b>Klamath Falls, Ore. 97601</b>	JOB LOCATION <b>Chrystal Spring Rd.</b>	
ARCHITECT	DATE OF PLANS	JOB PHONE
	<b>Klamath County</b>	

We hereby submit specifications and estimates for:

## Install Heating and AirConditioning - Heat Pump

Unit Command Air Model # SWPH - 401 Water to air heat pump (4ton)

1 - 5 K.W. Duct Heater Delta Flow # DH-5F-124

1 - Hose Kit

1 - 240 V. Water valve

11 - Warm air outlets in floor

1 - Return air inlet in hall ceiling

1 - Outdoor thermostat

1 - Indoor thermostat w/two stage heat and auto change from: heat to cool

Supply all necessary control wiring

All power wiring to unit by others

All plumbing to unit and from unit by others

All ducts to be fiberglass in crawl space and return air

All materials and workmanship guranteed one year

Mr Phair hereby to furnish material and labor - complete in accordance with above specifications, for the sum of:

Three Thousand Eight Hundred and no/100----- dollars (\$ 3800.00)

Payment to be made as follows:

Monthly draw, paid in full on completion, net 10 days

All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from above specifications involving extra costs will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workmen's Compensation Insurance.

Authorized Signature

Note: This proposal may be withdrawn by us if not accepted within

30

day.

STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 18th day of

OCTOBER A.D., 19 77 at 3:38 o'clock P. M., and duly recorded in Vol 177

of CONSTRUCTION LIENS on Page 19965

FEE \$ 9.00

WM. D. MILNE, County Clerk

By Hazel Inagaki Deputy