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STEVENS-NESS LAW PUBLISHING CO., PORTLAND, OR. 97204

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Vol. <sup>m</sup> 79 Page 17276

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 a residence 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:

PER EXHIBIT "A" ATTACHED HERETO

The address of said land is, if known (if unknown, so state) Unknown

The name of the owner or reputed owner of said land is WAYNE C. MISCO, in said county and state.

The name of the owner or reputed owner of said improvement is WAYNE C. MISCO; 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 WAYNE C. MISCO

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") Framing, siding, installation of windows and roofing.

Materials (if no materials furnished, insert the word "none") Nails, joist hangers, copper pipe, metal valley, staples

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

Claimant commenced to perform said labor, to furnish said material and/or equipment on April 2 19 79, and completed same on June 11, 19 79, after which he ceased to perform labor and/or to furnish materials or equipment. The construction of said improvement was completed on not completed, 19 (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	\$ 5,505.00
Materials	\$ 205.00
Equipment; its reasonable rental value	\$ -0-
Preparation of this claim of lien (ORS 87.910)	\$
Recording fees	\$ 10.00
Total	\$ 9.00
Less all just credits and offsets	\$ 5,729.00
Balance due claimant	\$ 2,500.00
	\$ 3,229.00

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 JULY, 1979.

MARTIN I. MONTI dba MONTI'S CONSTRUCTION

*Martin I. Monti*

Claimant

State of Oregon, County of Klamath ss.

I, MARTIN I. MONTI

, being first duly sworn, depose and say: That I am the owner of Monti's Construction 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.

*Martin I. Monti*

MARTIN I. MONTI

Subscribed and sworn to before me this 18th day of JULY, 1979.

Notary Public for Oregon. My Commission expires 1-24-81

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 \_\_\_\_\_ County, Oregon, on \_\_\_\_\_, 19\_\_\_\_.

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. 17a)

MARTIN I. MONTI dba  
MONTI'S CONSTRUCTION

Lien Claimant

WAYNE C. MISCO

Owner

AFTER RECORDING RETURN TO

D. L. HOOTS  
2261 S. 6th St., Suite #3  
Klamath Falls, OR 97601

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

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A parcel of land lying in the S½N½ of Section 5, Township 39 South, Range 9 East, W. M., Klamath County, Oregon and being a portion of that property described in that deed to the State of Oregon, by and through its State Highway Commission, recorded in Book 287, Page 162 of Klamath County Record of Deeds; the said parcel being that portion of said property lying Easterly of the following described line:

Beginning at a point opposite and 280 feet Easterly of Engineer's Station 160+00 on the center line of the relocated The Dalles - California Highway; thence Southerly in a straight line to a point opposite and 270 feet Easterly of Engineer's Station 170+00 on said center line; thence Southerly in a straight line to a point opposite and 75 feet Easterly of Engineer's Station 177+80 on said center line.

The center line of the relocated The Dalles California Highway is described as follows:

Beginning at Engineer's center line Station 147+03.33, said station being 1617.21 feet South and 757.77 feet East of the Northeast corner of Lot 1, Block 4, WEST KLAMATH FALLS, Klamath County, Oregon; thence South 20°01' East, 684.37 feet; thence on a spiral curve right (the long chord of which bears South 14°41'13" East) 800 feet; thence on a 1432.39 foot radius curve right (the long chord of which bears South 4°17'45" West) 415.63 feet; thence on a spiral curve right (the long chord of which bears South 23°16'43" West) 800 feet to Engineer's center line Station 174+03.33 Back equals 173+89.60 Ahead; thence South 28°36'30" West, 410.40 feet to Engineer's center line Station 178+00.

EXCEPT therefrom that portion of said property lying Westerly of a line parallel with and 45 feet Easterly of the center line of relocated Riverside Street, which center line is described as follows:

Beginning at Engineer's center line Station "R" 20+55.22, said station being 3009.96 feet North and 2341.39 feet East of the Southwest corner of said Section 5; thence on a spiral curve right (the long chord of which bears South 25°23'48" East) 120 feet; thence on a 190.99 foot radius curve right (the long chord of which bears South 4°08'30" East) 61.67 feet; thence on a spiral curve right (the long chord of which bears South 17°06'48" West) 120 feet; thence South 23°06'30" West, 28.52 feet; thence on a spiral curve left (the long chord of which bears South 21°30'30" West) 80 feet to Engineer's center line Station "R" 24+65.41.

Bearings are based upon the Oregon Co-ordinate System, South Zone.

The parcel of land to which this description applies contains 13.0 acres, more or less

STATE OF OREGON; COUNTY OF KLAMATH; ss.

I hereby certify that the within instrument was received and filed for record on the 20th day of July A.D., 19 79 at 2:35 o'clock P M., and duly recorded in Vol. 1179 of Construction Liens on Page 17276.

FEE \$9.00

WM. D. MILNE, County Clerk

By Bernetha Helrich Deputy