

81443

KNOW ALL MEN BY THESE PRESENTS: The undersigned, hereinafter called the claimant, did on the 7th day of March, 1980, enter into a contract with the owner of the improvement named below for the performance of labor, transporting or furnishing materials to be used in or renting equipment used in the construction of said improvement known as Raysmond E. & Betty M. Patts; said improvement is situated upon certain land in the County of Clatsop, State of Oregon, (which is the site of said improvement), described as follows:

Blk-1- Lots 4, 7, 8, 9 Sprague River Valley, acc

CONSTRUCTION LIEN
ACT OF 1976

WHEREAS the claimant, the undersigned, has performed labor, transported or furnished materials to be used in or rented equipment used in the construction of said improvement known as Raysmond E. & Betty M. Patts; and whereas the claimant has not been paid for the labor, materials or equipment so furnished or rented; and whereas the claimant is entitled to a lien in favor of the claimant against the land in which said improvement is situated for the amount of the claimant's demand after deducting all just credits and offsets to-wit:

The address of said land, if known, is (if unknown, so state) Sprague River, acc in said county and state.
The name of the owner or reputed owner of said land is Raysmond E. & Betty M. Patts.
The name of the owner or reputed owner of said improvement is Raysmond E. & Betty M. Patts.
The person or persons just named, at all times herein mentioned, had knowledge of the construction of said improvement. Claimant was employed to furnish said labor, materials and equipment and to perform said contract by the said owner of said improvement. Claimant commenced his performance of said contract on Mar 4 1979 1979, provided and furnished all labor, materials and equipment required by said contract and actually used in the construction of said improvement and fully completed his said contract on Jun 4 1980, 1980 after which he ceased to provide labor, materials or equipment for said improvement.

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

Contract price	<u>20 hrs at \$25.00 each</u>	\$ <u>500.00</u>
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		\$ <u>10.00</u>
Preparation of this claim of lien (ORS 87.910)		\$ <u>3.50</u>
Recording fees		\$ <u>10.35</u>
Total		\$
Less all just credits and offsets		\$
Balance due claimant		\$

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 the said site, to be determined by the court at the time of the foreclosure of this lien.

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

— OVER —

After filing and recording from ORS 87.032 on next date
for the purpose of recording to create 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 3/21, 1980

Before me, the undersigned

Notary Public for Oregon, do hereby certify

that

Subscribed and sworn to before me this

Malcolm M. Rahrbaugh

Claimant

STATE OF OREGON; County of Klamath, ss.

I, Malcolm M. Rahrbaugh, 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.

Subscribed and sworn to before me this 4 day of MARCH, 1980

Malcolm M. Rahrbaugh

Wm. D. Milne

Notary Public for Oregon. My Commission expires 7-7-81

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

By _____

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."

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."

**CLAIM OF
CONSTRUCTION LIEN
ORIGINAL CONTRACTOR**

(Form No. 123)

Lien Claimant

VS. Lien Debtor

Lien Debtor

AFTER RECORDING RETURN TO

(SPACE RESERVED

FOR

RECORDER'S USE.)

STATE OF OREGON

County of Klamath, ss.

I certify that the within instrument was filed in my office on the 4th day of March, 1980, at 11:49 o'clock A.M., and recorded in book M80 on page 4109 or as file/reel No. 31443 of the Construction Lien Book of said County.

Witness my hand and seal of County affixed.

Wm. D. Milne

Recording Officer

By Bentley, Ore. 72621

Deputy