

1976 TS—If claimant is a subcontractor, use S-N Form No. 124.

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86325

KNOW ALL MEN BY THESE PRESENTS: The undersigned, hereinafter called the claimant, did on the 26 day of April, 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 a room addition, and 2 (two) covered porches.

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:

Code: 114, Map: 3811-400, Tax Lot: 8000

Klamath Forest Estates, Hwy 66 Unit

Plot #24 Lot 118 Block 28
COMBINATION ITEM

CEMENT

STYLE OF CHURCH

THESE PRESENTS ARE NOT DELIVERED NOR HAVE THEY BEEN DELIVERED TO THE OWNER OF THE IMPROVEMENT, BUT ARE DELIVERED TO THE CLAIMANT BY THE CLAIMANT'S ATTORNEY, AND THE CLAIMANT'S ATTORNEY IS NOT A PARTY TO THIS LIEN.

THE CLAIMANT'S ATTORNEY IS NOT A PARTY TO THIS LIEN, AND THE CLAIMANT'S ATTORNEY IS NOT A PARTY TO THIS LIEN, AND THE CLAIMANT'S ATTORNEY IS NOT A PARTY TO THIS LIEN.

The address of said land, if known, is (if unknown, so state) Hwy 140 Rt. #1 P.O. Box 725
Bonanza, OR 97623 in said county and state.

The name of the owner or reputed owner of said land is Robert & Nancy Hathaway;
the name of the owner or reputed owner of said improvement is Robert & Nancy Hathaway;
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 May 5, 1980, 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 June 18, 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	\$ 6115.00
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	\$ 6115.00
Materials	\$ 26.00
Equipment	\$
Preparation of this claim of lien (ORS 87.910)	\$ 10.00
Recording fees	\$ 7.00
Total	\$ 6158.00
Less all just credits and offsets	\$ 550.00
Balance due claimant	\$ 5608.00

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 —

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Any person claiming a lien on real property under this act shall file the claim not later than 90 days after the 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."

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 June 30, 1980.

Before me, Notary Public for Oregon, do hereby certify that the foregoing instrument was signed and acknowledged by the person or persons named therein as the claimant, and that the instrument is a true and correct copy of the original as the same appears from the records of my office.

Wayman Walton
Claimant

STATE OF OREGON, County of Jackson, ss.

I, Wayman Walton,

being first duly sworn, depose

and say: That I am the Original Contractor 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 30th day of June, 1980.

Wayman Walton
Notary Public for Oregon, My Commission Expires 10/31/83

(SEAL)

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 Jackson County, Oregon, on June 30, 1980.

By Wayman Walton
Claimant

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)

NAME OF LIEN CLAIMANT

NAME OF LIEN DEBTOR

ADDRESS OF LIEN CLAIMANT

ADDRESS OF LIEN DEBTOR

AFTER RECORDING RETURN TO

WALTON ENTERPRISES
3721 OLD HWY. 99 SOUTH
ASHLAND, OR 97520 PH. 482-2918

STATE OF OREGON

County of Klamath, ss.

I certify that the within instrument was filed in my office on the 1st day of July, 1980, at 1:44 o'clock P.M., and recorded in book M80 on page 12169 or as file/reel No. 86323 of the Construction Lien Book of said County.

Witness my hand and seal of County affixed.

By Wm. D. Milne
Recording Officer
Deputy

Fee \$7.00