

KNOW ALL MEN BY THESE PRESENTS:

The undersigned, hereinafter called the claimant, did on the 2nd day of May, 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 water well.

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:

Government Lots 2, 3, 4, 5, 6, 7, 10, 11, 12, 13, 14, 15, 18, 19, 20, 21, 22, 23, 26, 27, 28, 29, 30 and 31 in Section 16, Township 36 South Range 12 East of the Willamette Meridian, EXCEPTING THEREFROM any portion lying within the right of way of Great Northern Railway and ALSO EXCEPTING the following tract of land:

Commencing at a point which is the Southwest corner of the SE $\frac{1}{4}$ of Section 16; thence North 208 feet; thence West 208 feet; thence South 208 feet; thence East 208 feet to the point of beginning.

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

The name of the owner or reputed owner of said land is Richard L. Sether & Barbara Sether in said county and state. The name of the owner or reputed owner of said improvement is Terry Hager, Rich & Barbara Sether 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 13, 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 May 16, 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 \$ 7,342.79

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)

Recording fees

Total

Less all just credits and offsets

Balance due claimant

\$ 7,342.79

\$

\$

\$

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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 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 —

ANY OTHER PERSON OR PERSONS WHOSE NAME IS SET FORTH IN THE INSTRUMENT, AND THE SINGULAR INCLUDES THE PLURAL, AS THE CIRCUMSTANCES MAY REQUIRE.

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 July 15, 1980

E. E. STOREY & SON WELL DRILLING

E. E. Storey President
Claimant

STATE OF OREGON, County of Klamath ss.

I, E. E. Storey

, being first duly sworn, depose

and say: That I am the President of E. E. Storey & Son Well Drilling, 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.

E. E. Storey President

Subscribed and sworn to before me this 15 day of July, 1980

Patricia N. Wilson
Notary Public for Oregon. My Commission expires 9-16-80

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 July 15, 1980

E. E. STOREY & SON WELL DRILLING

By *E. E. Storey* President 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)

E. E. Storey & Son
Well Drilling

Lien Claimant

Terry Hager, Richard L.
Sether & Barbara Sether

Lien Debtor

AFTER RECORDING RETURN TO
Crane & Bailey, Attorneys
540 Main, Suite 204
Klamath Falls, OR 97601

STATE OF OREGON

County of Klamath ss.

I certify that the within instrument was filed in my office on the 15th day of July, 1980, at 4:01 o'clock P.M., and recorded in book M80 on page 13125 or as file/reel No. 86935 of the Construction Lien Book of said County.

Witness my hand and seal of County affixed.

Wm. D. Milne

By *Bernetha H. Hatcher* Recording Officer
Deputy