

1976 TS If claimant is an original contractor, use S-11 Form No. 123.

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91143

**KNOW ALL MEN BY THESE PRESENTS:** The undersigned, hereinafter called the claimant, has performed labor upon, transported or furnished materials and/or rented equipment under a contract between claimant and Ward Henshaw who was the ☒ original contractor, ☐ subcontractor, ☐ construction agent or ☐ other person (indicate which) having charge of the construction of that certain improvement known as Alpine Veneers Inc. situated upon certain land in the County of Klamath, State of Oregon, (which is the site of said improvement) described as follows:

Beg at a 1" ip on the Wly bndry of Modoc Point, a platted subdiv in Kla Co, Ore; whi is S 85°30' W 30' & N 71°51' W (N 71°45' W by plat) 120.02' fr the NWly cor of lot 26 in sd Modoc Point;  
th W 93.32' to a 5/8" ip mark the tr pob of this desc;  
th N 01°06'15" E 870.04' to a 5/8" ip in the cntrli of St Secondary Hwy 427 as const;  
th N 55°33'15" W alg sd hwy cntrli 630.61' to a 5/8" ip;  
th S 14°55'45" W 528.77' to a 5/8" ip;  
th S 05°13'15" W 553.13' to a 5/8" ip;  
th cont S 05°13'15" W to the Nly shore li of Upper Kla Lake;  
th SELy alg sd shore li to a pt E of the tr pob;  
th E to a 5/8" ip bei loc W 244.79' fr the tr pob;  
th E 244.79' to the tr POB.

The address of said improvement, if known (if unknown, so state) is Alpine Veneers, Inc., Modoc Point in the City of Chiloquin, in said county and state.

The name of the owner or reputed owner of said land is \_\_\_\_\_;  
the name of the owner of said improvement at whose instance said labor, materials and/or equipment were performed or furnished is \_\_\_\_\_; the person or persons just named, at all times herein mentioned, had knowledge of the construction of said improvement. The name of the person by whom claimant was employed or to whom he furnished said labor, materials and equipment is Ward Henshaw

Labor; kind (if no labor performed, insert the word "none") \_\_\_\_\_

Materials (if no materials furnished, insert the word "none") \_\_\_\_\_

Equipment rented (if none, insert "none") \_\_\_\_\_

All of said labor, materials and equipment was actually used in the construction of said improvement.

Claimant commenced to perform his said contract on August 29, 1980, and completed same on August 29, 1980, after which he ceased to provide labor and to furnish materials and equipment.

The construction of said improvement was completed on August 29, 1980 (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:

Contract price \$ \_\_\_\_\_

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 \$ 400.00

Materials \$ none

Equipment \$ none

Preparation of this claim of lien (ORS 87.910) \$ 10.00

Recording fees \$ 7.00

Total \$ 417.00

Less all just credits and offsets \$ \_\_\_\_\_

Balance due claimant \$ 417.00

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

(OVER)

7-10-80  
cal

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 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 October, 1980

*Roy D. Hodges*

Roy Hodges Construction

Claimant

STATE OF OREGON, County of Klamath ss.

I, Roy Hodges, 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.

*Roy D. Hodges*

Subscribed and sworn to before me this 10 day of October, 1980

*W. D. Milne*

Notary Public for Oregon. My Commission expires 7-30-81

(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 10th County, Oregon, on OCTOBER, 1980

By *Roy D. Hodges* 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 "Original contractor" means a contractor who has a contractual relationship with the owner"; a subcontractor does not. ORS 87.005.

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  
SUB CONTRACTOR**  
(Form No. 124)

Roy Hodges

Lien Claimant

Owner

AFTER RECORDING RETURN TO

Enver Bozgoz, Attorney  
260 Main Street  
Klamath Falls, Or. 97601

(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 10th day of October, 1980, at 3:42 o'clock P.M., and recorded in book M-80 on page 19802 or as file/reel No. 91143 of the Construction Lien Book of said County.

Witness my hand and seal of County affixed.

Wm. D. Milne - County Clerk

By *Jaqueline Mettee* Recording Officer  
Deputy

Fee \$7.00