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EUGENE L. GRIFFITH,

Lien Claimant

RAY EZELL and BENEFICIAL FINANCE

vs.

CO. OF NEVADA,

Lien Debtor S

WAREHOUSEMAN'S CLAIM OF  
POSSESSORY LIEN

## NOTICE OF FORECLOSURE SALE

(Where possession has not been surrendered.)

## NOTICE HEREBY IS GIVEN THAT:

## 1. Eugene L. Griffith

....., hereinafter called the claimant, pursuant to the provisions of Chapter 648, Oregon Laws 1975, claims and has a possessory lien upon the following described articles of personal property, hereinafter called chattels and one (1) 1973 Ford pick-up (Courier), License No. WG 0608, V.I.N.: SGTANP11361

..... for claimant's just and reasonable charges for storage which claimant has furnished in storing said chattels at the request of and for the owner or lawful possessor thereof, hereinafter called the lien debtor.

## 2. At the time said request was made the name of the lawful possessor of said chattels was

Ray Ezell

..... and his last known address on the date hereof is 15465 Callaghan Road, Reno, Nevada ..... at said time the name of the owner or reputed owner of said chattels was Beneficial Finance Co. of Nevada and, if an individual, his last known address on the date hereof is .....

.....; however, if said owner or reputed owner is a corporation, the name of its registered agent and the address of its registered office as of the date of this notice as shown by the records of the Corporation Commissioner of the State of ~~Oregon~~ Nevada (ORS 57.065, 57.075) is

Corporation Trust Co. of Nevada

Suite 1600, One East First Street

(Name of corporation's registered agent)

(Address of corporation's registered office)

Reno NV 89501

## 3. Said chattels were left with claimant to be stored in Klamath

October 29

1978

County, Oregon on

....., which was the date on which claimant obtained possession thereof; claimant has continuously furnished storage for said chattels since said date and is still continuing to do so; at all times herein mentioned, possession of said chattels has been and is now retained by claimant; more than sixty days have elapsed since claimant's lien attached to said chattels.

## 4. (a) The agreed charge for said storage is \$..... per ..... day, a total up to the date hereof of \$.....

(day, week, month)

(b) If there was no agreement relative to said charge, then \$ 3.00 per day is a reasonable charge for said storage, a total up to this date of \$2,679.00

(day, week, month)

(c) The amount of said lien is increasing at the rate just mentioned, dependent on the length of time hereafter during which continued storage is furnished by claimant.

(d) No part of said total has been paid except the sum of \$ - 0 - ; the amount now due on claimant's lien is \$ 2,679.00

(e) The said lien debtor either knows or should reasonably know that the said charges are due.

(OVER)

5. NOTICE HEREBY IS FURTHER GIVEN to said lien debtor and to whom it may concern that if claimant's said charges are not paid claimant will proceed on May 30, 1981, to foreclose said lien and sell said described chattels at public auction to the highest bidder for cash in Klamath County, Oregon, where said chattels were left for storage and claimant obtained possession thereof, to-wit at the following place in said county: 3047 Southside Bypass

at the hour of 1:00 o'clock P.M. ~~Standard time~~ daylight saving time ~~in the City of Klamath Falls~~ in the State of Oregon, however, no more of said chattels will be sold or offered for sale than necessary to pay the expenses of the foreclosure sale and claimant's charges due for said storage. The name of the owner or reputed owner of said chattels is Beneficial Finance Co. of Nevada. The amount now due on claimant's lien is \$ 2,679.00.  
The name of the person foreclosing said lien is Eugene L. Griffith

6. At the conclusion of said foreclosure sale claimant will apply the proceeds of said sale: first to the payment of the expenses of the sale; second, to the discharge of claimant's said lien; and third, the balance, if any, will be paid to the county treasurer of the county in which foreclosure sale is made, to be disposed of by said county treasurer as directed by law.

7. On April 20, 1981, and more than thirty days prior to the day so fixed for said foreclosure sale, claimant gave this notice by registered or certified mail to the following persons:

- (1.) To the lien debtor at his last known address or, if lien debtor is a corporation, to its said registered agent at its said registered office.
- (2.) To all persons with a security interest in said chattels who have filed a financing statement perfecting that interest in the office of the Secretary of State of the State of Oregon and in the office of the appropriate county officer of the county in which the foreclosure sale is to be held.

Also, on the date first mentioned in this Paragraph 7, this notice was posted in a public place at or near the front door of the county court house of the county in which the sale is to be held and in a public place where claimant obtained possession of said chattels from the lien debtor as described in the foregoing Paragraph 5. Furthermore, if the said chattels to be sold have a fair market value of \$1000 or more claimant, in addition to the above, caused a notice of said sale to be printed for two successive weeks in a newspaper as required by Section 10(3) of said chapter 648, Oregon Laws 1975.

In construing this instrument where the context so requires, words in the singular include the plural; the masculine includes the feminine and the neuter and, generally, all changes shall be made or implied so that this instrument shall be deemed notice both to individuals and to corporations.

Dated April 20, 1981

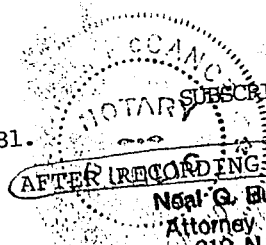
By Eugene L. Griffith  
Claimant  
EUGENE L. GRIFFITH

Date: April 20, 1981

STATE OF OREGON, County of Klamath) ss.

I, Eugene L. Griffith, the claimant named in the foregoing instrument, being first duly sworn, say that I know the contents thereof and that the statements and claims made therein are in all respects correct and true, as I verily believe.

X Eugene L. Griffith  
EUGENE L. GRIFFITH, Claimant

1981.  SUBSCRIBED AND SWORN to before me this 20th day of April, 1981.  
AFTER RECORDING, RETURN TO:  
Neal O. Buchanan  
Attorney at Law  
210 N. 4th  
Klamath Falls, OR 97601  
(503) 882-6607

Pam McAnce  
NOTARY PUBLIC FOR OREGON  
My Commission Expires: 8-1-82

Stevens-Ness Form No. 146 covers possessory liens for services, materials and/or labor and Form No. 1121 is a "Statement of Account."

STATE OF OREGON; COUNTY OF KLAMATH: ss.

I hereby certify that the within instrument was received and filed for record on the

21st day of April, A.D., 1981 at 4:15 o'clock P.M., and duly recorded in

Vol M81 of Lien on Chattel on page 7175.

Fee \$3.50

EVELYN BIEHN  
COUNTY CLERK

By Debra G. Jensen Deputy