

4732

Vol. M-81 Page 16977

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 The Muhs Co. who was the ☐ original contractor, ☒ subcontractor, ☐ construction agent or ☐ other person (indicate which) having charge of the construction of that certain improvement known as OIT Library Building situated upon certain land in the County of Klamath State of Oregon, (which is the site of said improvement) described as follows:

(for description of property, see "EXHIBIT A", attached hereto and by this reference incorporated herein)

The address of said improvement, if known (if unknown, so state) is unknown in the City of Klamath Falls, in said county and state.

The name of the owner or reputed owner of said land is State of Oregon; the name of the owner of said improvement at whose instance said labor, materials and/or equipment were performed or furnished is State of Oregon; 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 The Muhs Co.

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

Materials (if no materials furnished, insert the word "none") adhesive, sizing

Equipment rented (if none, insert "none") 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 April 1, 1981, and completed same on August 17, 1981, after which he ceased to provide labor and to furnish materials and equipment. The construction of said improvement was completed on not yet / completed (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 \$ 7,850.25
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

\$
\$
\$
\$
\$ 10.00
\$ 12.00
\$ 7,872.25
\$ 4,321.50
\$ 3,550.75

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

(OVER)

12:00
ck

81 SEP 23 PM 11 29

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 September 21, 19 81.

TAVCO WALLCOVERING SERVICE

By

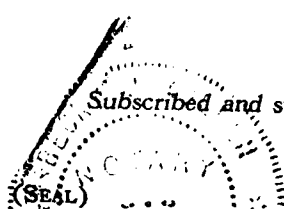
Joe Tavalazzi
Claimant

STATE OF OREGON, County of Polk. SS.

I, JOE TAVOLAZZI

, being first duly sworn, depose

and say: That I am the owner of 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 21 day of September, 19 81.

Joe Tavalazzi
Becky J. Kolsen
Notary Public for Oregon, My Commission expires 9-24-83

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.

By 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)

TAVCO WALLCOVERING
SERVICE

Lien Claimant

STATE OF OREGON

Owner

AFTER RECORDING RETURN TO

Lillegard & Luukinen
Attorneys at Law
P. O. Box 194
Dallas, Oregon 97338

(SPACE RESERVED
FOR
RECORDER'S USE.)

STATE OF OREGON

County of

I certify that the within instrument was filed in my office on the day of 19 at o'clock M., and recorded in book on page or as file/reel No. of the Construction Lien Book of said County.

Witness my hand and seal of County affixed.

Recording Officer

By Deputy

"Exhibit A"

A parcel of land situate in the S $\frac{1}{2}$ of Section 17 and the N $\frac{1}{2}$ of Section 20, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, more particularly described as follows:

Beginning at an iron pipe marking the Northeast corner of Section 20, Township 38 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon, thence South 0° 31' West 1326.66 feet to a point; thence North 89° 47' West, 1300.10 feet to a point; thence South 0° 45' West 400.00 feet to a point; thence North 89° 47' West 544.5 feet to a point; thence North 0° 45' East 400.0 feet to a point; thence North 89° 21½' West 1317.53 feet to a point; thence North 89° 10' West 1322.75 feet to a point; thence North 0° 51' East 1953.13 feet to a point; thence East 1940.50 feet to a point; thence North 660.0 feet; thence East 990.0 feet to a point; thence North 330.0 feet to a point; thence East 678.0 feet to a point on the East line of Section 17; thence South 1° 58' West 1650.56 feet to the point of beginning with bearings based on Survey No. 708 as filed in the Klamath County Engineer's office.

STATE OF OREGON; COUNTY OF KLAMATH; ss.

Filed for record at request of _____

this 23rd day of Sept. A.D. 1981 at 11:20 clock A.M., and

duly recorded in Vol. M-81, of Const. Leinson Page 16977

Fee \$12.00

By EVELYN BIEHN, County Clerk
[Signature]