

4829

M8 Page 17139

KNOW ALL MEN BY THESE PRESENTS: The undersigned, hereinafter called the claimant, has performed labor upon, transported or furnished materials and/or rented equipment (as hereinafter described), actually used in the construction of that certain improvement known as a Building, all at the instance of the owner of said improvement or his construction agent; 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:

The SW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ and N $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ all in section 23, Township 35 South, Range 6 East of the Willamette Meridian, in the county of Klamath, State of Oregon,

LESS: A parcel of land situated in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23, Township 35 South, Range 6 East of the Willamette Meridian, in the County of Klamath, State of Oregon, being more particularly described as follows: Beginning at a point from which the brass capped monument marking the Center $\frac{1}{4}$ corner or Section 23, Township 35 South, Range 6 East of the Willamette Meridian, bears South 0 20' 20" East 516.90' and North 88 47' 26" West 331.42' distant; thence South 88 33' 05" East 331.70' to a point; thence South 0 19' 10" East 391.35' to a point; thence North 53 49' 30" West 412.34' to the point of the beginning. SUBJECT TO A north-south access and utility easement 30' in width along the WEsterly boundary of the above described property.

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

The name of the owner or reputed owner of said land is Bert Paul, in said county and state.

The name of the owner or reputed owner of said improvement is Bert Paul, the person or persons just named at all times herein mentioned had knowledge of the construction of said improvement.

The name of the person ☐ who employed claimant to perform said labor, to furnish said materials and/or equipment, or ☒ to whom he furnished said materials or rented said equipment (indicate which) is Mike Mitchell P.O. Box 1387, Klamath Falls, Ore. 97601

The kind of labor so performed, materials so transported or furnished and equipment so rented by claimant was:

Labor (if no labor performed, insert word "none") NONE

Materials (if no materials furnished, insert the word "none") Lumber, Cabinets, windows Cedar, Caulking, & other miscellaneous Building materials

Equipment rented; if none, insert "none." NONE

Claimant commenced to perform said labor, to furnish said material and/or equipment on 19.81, and completed same on August, 1981, after which he ceased to perform labor and/or to furnish materials or equipment. The construction of said improvement was completed on 7-27-81, 1981. (If not yet completed, so state). Filed as completed

The following is a true statement of claimant's demand after deducting all just credits and offsets, to-wit:

Labor	\$
Materials	\$
Equipment; its reasonable rental value	\$2,475.98
Preparation of this claim of lien (ORS 87.910)	\$
Recording fees	\$ 10.00
Total	\$
Less all just credits and offsets	\$
Balance due claimant	\$2,485.98

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

— OVER —

21 SEP 24 PM 4 39

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 such space about the same as 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 this 24 day of Sept, 1981

Dale Woods
Claimant

State of Oregon, County of Klamath ss.

I, Dale Woods, being first duly sworn, depose and say: That I am the President of Empire Building Supply Inc. claimant named in and who signed 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.

Dale Woods

Subscribed and sworn to before me this 24 day of September, 1981

(SEAL)

Louis L. St. John
Notary Public for Oregon. My Commission expires 5-7-82

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 Sept 24, 1981.

Dale Woods
Claimant
Empire Building Supply Inc.

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: 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
LABOR AND/OR MATERIALS**
(FORM No. 126)

Lien Claimant

Owner

AFTER RECORDING RETURN TO

Empire Bldg Supply Inc
P.O. Box 1268
Klamath Falls,

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 24th day of September, 1981, at 4:39 o'clock P M., and recorded in book M81 at page 17139, or as file/reel No. 829 of the Construction Lien Book of said County.

Witness my hand and seal of County affixed.

Evelyn Biehn County Clerk
Recording Officer

By [Signature] Deputy

Fee \$8.00