

17474

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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 ASB Construction Inc.

☐ construction agent or ☐ other person (indicate which) who was the ☒ original contractor, ☐ subcontractor, ment known as Carnation Country Store having charge of the construction of that certain improve-
the County of Klamath, State of Oregon, (which is the site of said improvement) situated upon certain land in

A tract of land situated in Lot 2, Block 3, Tract 1080 Washburn Park, a duly recorded plat Klamath County, Oregon, being more particularly described as follows:
Beginning at a point on the Easterly right of way line of Washburn Way, said point being S. 00°03'30" W. a distance of 314.74 feet from the Northwest corner of said Lot 2; thence S. 89°56'30" E. 400.00 feet to the Easterly line of said Lot 2; thence along said Easterly line S. 00°03'30" W. 185.00 feet; thence N. 89°56'30" W. 400.03 feet to the Easterly right of way line of said Washburn Way; thence along said right of way line, N. 00°04'50" E. 60.39 feet and N. 00°03'30" E. 124.61 feet to the point of beginning, containing 74,000.00 square feet with bearings based on Tract 1080-Washburn Park:
together with the right of ingress and egress from Washburn Way and a permanent Roadway Easement 20 feet in width Southerly to and extending parallel to the Southerly boundary line of the property to the East boundary line of Washburn Way.

The address of said improvement, if known (if unknown, so state) is 2225 Washburn Way in the City of Klamath Falls, in said county and state.

The name of the owner or reputed owner of said land is Carnation Company; the name of the owner of said improvement at whose instance said labor, materials and/or equipment were performed or furnished is Carnation Company; 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 ASB Construction, Inc.

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 July 1, 1982, and completed same on September 23, 1982, after which he ceased to provide labor and to furnish materials and equipment.

The construction of said improvement was completed on September 23, 1982. (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 materials and supplies in the amount of	\$
and the reasonable rental value of equipment which is	\$
If no contract price, the reasonable value of claimant's labor, materials and equipment is:	
Labor	
Materials	\$ 200.00
Equipment	\$ 100.00
	\$ 170.00
Preparation of this claim of lien (ORS 87.910)	\$
Recording fees	\$ 10.00
Total	\$ 8.00
Less all just credits and offsets	\$ 488.00
Balance due claimant	\$ -0-
	\$ 488.00

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

—OVER—

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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 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 16, 1982

Roy D. Hodges

Roy D. Hodges

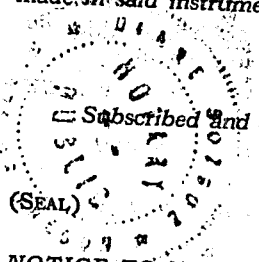
Claimant

STATE OF OREGON, County of Klamath ss.

I, Roy D. Hodges

, being first duly sworn, depose

and say: That I am the President of Roy D. Hodges Concrete, Inc., 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 16th day of October, 1982

Roy D. Hodges

Notary Public for Oregon. My Commission expires 1-22-84

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 November October, 1982

Roy D. Hodges

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)

Roy D. Hodges

Lien Claimant

Carnation Company

Owner

AFTER RECORDING RETURN TO

Enver Bozgoz, Attorney at Law
1135 Pine Street
Klamath Falls, Oregon 97601

(SPACE RESERVED
FOR
RECORDER'S USE.)

STATE OF OREGON,
County of Klamath } ss.

I certify that the within instrument was filed for recording in my office on the 23rd day of November, 1982, at 8:58 o'clock A.M., and recorded in book/reel/volume No. M82 on page 15584 or as document/fee/file/instrument/microfilm No. 17474, of the Construction Lien Book of said County.

Witness my hand and seal of County affixed.

Evelyn Biehn County Clerk

By Bernard A. Biehn Deputy

Fee \$8.00