

OL If claimant is an original contractor, use S-N Form No. 1161.

56034

Vol. 186. Page 19807

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

Tax lots #700, #800 & #900

Section 2133 - Township 27 South Range 8 West of the W. M.

The address of said improvement, if known (if unknown, so state) is On Highway 97 near Chemult in the City of , in said county and state.

The name of the owner or reputed owner of said land is Julees Sun Bear Resorts, Inc., who 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 materials and for whom he performed said labor and/or rented equipment is John Post.

Claimant commenced his performance of said contract on September 20, 1984, and completed same on September 6, 1985, after which he ceased to provide labor, transport or furnish materials and/or rent equipment.

A Notice of Right to Lien in the form required by §5, Ch. 757, Oregon Laws 1981, was delivered in person or delivered by registered or certified mail, to said owner on November 3, 1984, and this lien covers only those materials and that labor provided after a date which is ten (10) days before said Notice of Right to Lien was delivered or mailed.

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

The reasonable value of claimant's labor, materials and equipment is:

Labor	\$
Materials	\$ 4,180.16
Equipment	\$
Late Charges	\$ 126.34
Recording fees	\$ 9.00
Total	\$ 4,441.84
Less all just credits and offsets	\$
Balance due claimant	\$

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 December 3, 1985.

MUTUAL MATERIALS COMPANY

[Signature]
Claimant

— OVER —

19808

WASHINGTON
STATE OF OREGON, County of King ss.

I, Gary Houlahan

Secretary-Treasurer

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.

Subscribed and sworn to before me this

3rd day of December

1935

Notary Public for Oregon My commission expires 7-1-89
Washington

ORS 87.035. "Original contractor" means a contractor who has a contractual relationship with the owner; a subcontractor does not. 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."

NOTICE TO THE OWNER of the land described in the foregoing copy of claim of lien:
Please be advised that the original claim of lien of which the foregoing is a true copy was filed and recorded in
the office of the recording officer of _____ County, Oregon, on _____, 19____
By _____ Claimant

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."

CLAIM OF
CONSTRUCTION LIEN
OTHER THAN ORIGINAL CONTRACTOR
(Form No. 1162)

MUTUAL MATERIALS COMPANY

Lien Claimant

JULEES SUN BEAR RESORTS, INC.

Owner

AFTER RECORDING RETURN TO
MUTUAL MATERIALS COMPANY

P.O. Box 2009

BELLEVUE, WA 98009

SPACE RESERVED
FOR
RECORDER'S USE

STATE OF OREGON, ss.

County of Klamath

I certify that the within instrument was received for record on the 4th day of December, 1935, at 4:44 o'clock P. M., and recorded in book/reel/volume No. 125 on page 19807 or as file/instrument/microfilm/reception No. 56034 of the Construction Lien Book of said County.

Witness my hand and seal of County affixed.

Evelyn Biehn, County Clerk

By _____ Deputy

Fee: \$9.00