

58463

STEVENS-NESS LAW PUB. CO., PORTLAND, OR. 97204

Vol 184 Page 3037

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 T J HOAGIES 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:

A parcel of land situated in Township 39 Range 9 Section 3 consisting of Lot 24, Block 3 of the FIRST ADDITION TO ALTAMONT ACRES.

Tax Lot 3500

The address of said land is, if known (if unknown, so state) Klamath Falls, Oregon 2730 Altamont
The name of the owner or reputed owner of said land is Thomas J. & Sandra Bailey in said county and state.
The name of the owner or reputed owner of said improvement is Thomas J. & Sandra Bailey
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 Richard W. Pex, dba Pex Building Co., 3317 Derby, Klamath Falls OR

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") installation and attachment of water and sewer line to restaurant building
Materials (if no materials furnished, insert the word "none") PVC water line pipe; ABS sewer pipe, coupling, valves, and related items

Equipment rented; if none, insert "none." Back hoe and operator to dig the trenches for underground water and sewer lines
Claimant commenced to perform said labor, to furnish said material and/or equipment on December 30, 19 85, and completed same on January 9, 19 86, after which he ceased to perform labor and/or to furnish materials or equipment. The construction of said improvement was completed on
(If not yet completed, so state). Yet to be 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	
Recording fees	\$ 300.00
Total	\$ 214.04
Less all just credits and offsets	\$ 385.00
Balance due claimant	\$ 9.00
	\$ 908.04
	\$ -0-
	\$ 908.04

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

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3038

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 20th day of February, 19 86.

Rodney J. Friesen
Rodney J. Friesen

Claimant

State of Oregon, County of Klamath

I, Michael C. Miller, ss.

and say: That I am the the attorney for the lien, being first duly sworn, depose
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.

Michael C. Miller

Subscribed and sworn to before me this 20th day of February, 1986.

Wendy Young
Notary Public for Oregon. My Commission expires 8-31-87.

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 February, 19 86.

Rodney J. Friesen
Rodney J. Friesen

Claimant

* Attorney for, Agent for, Secretary of, etc., or if an individual, leave blank.

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)

RODNEY J. FRIESEN

Lien Claimant

THOMAS J. BAILEY
SANDRA BAILEY

Owner

AFTER RECORDING RETURN TO
MICHAEL C. MILLER
601 Main Street, Suite 210
Klamath Falls OR 97601

220003

Fee: \$9.00

STATE OF OREGON

County of Klamath, ss.

I certify that the within instrument was filed in my office on the 21st day of February, 19 86, at 10:04 o'clock A.M., and recorded in book/reel/volume M86 at page 3037, or as file/instrument/microfilm/reception No. 58463, of the Construction Lien Book of said County.

Witness my hand and seal of County affixed.

Evelyn Biehn, County Clerk
Recording Officer
By P. M. Smith Deputy