

50355

Vol M80 Page 4660

RONALD W. STEVENSON
2206 NW 14th East
Klamath Falls, OR 97603
ATHENA T. PENCE

CLAIM OF POSSESSORY LIEN

NOTICE OF FORECLOSURE SALE

(Where possession has not been surrendered.)
(Applicable for Labor, Materials and Services Only.)

Lien Debtor

NOTICE IS HEREBY GIVEN THAT:

1. The undersigned, **RONALD W. STEVENSON** hereinafter called the claimant, pursuant to the provisions of ORS 87.152 and 87.166 through 87.206, inclusive, claims and has a possessory lien upon articles of personal property particularly described as follows, to-wit:
1969 VW Bug - LICENSE # JFE926, ID # 8433539907

hereinafter called chattels, has the following charges, or services provided, materials supplied and labor performed to (the said chattel) before he ailing, mending, repairing, transporting, pasturing or caring for said chattels at the request of (the owner or) lawful possessor thereof.

2. The actual or reputed owner, hereinafter called lien debtor, is **ATHENA T. PENCE**, whose address is _____ (If lien debtor is a corporation, the address should be c/o the registered agent of the corporation, as shown by the records of the Corporation Commissioner of the State of Oregon [ORS 57.065, 57.051].) The person requesting said services, materials and labor, if other than the owner, was _____, whose address is _____

3. (a) The agreed/reasonable [strike one] charge for claimant's services, materials and labor is **\$285.00**
(b) In addition, claimant has incurred a charge in storing said chattels prior to foreclosure and that a reasonable fee for said storage is the sum of **\$900.00**
(c) No part of said charges have been paid except the sum of **\$0.00**
(d) The total amount of claimant's lien thereon is (a + b - c) **\$1185.00**

4. Chattel obtained possession of said chattels in **Klamath** County, Oregon.

5. The date the lien attached to the chattels is **October 3, 1985**, which is when the services or labor were fully performed and the materials were fully furnished and the charges therefore were due and the lien debtor has been and is now retained by claimant.

NOTICE IS HEREBY GIVEN to said lien debtor and to whom it may concern that on **April 19, 1986**, claimant will proceed to sell the above described chattels at public auction to the highest bidder for cash, in **Klamath** County, Oregon, where claimant obtained possession thereof, at the following place in said county, to-wit: **2206 NW 14th East** (City of **Klamath Falls**, State of Oregon, at the house of **10:00 o'clock A.M.** The name of the person conducting the sale is **RONALD W. STEVENSON**. All of the above information is incorporated into the Notice of Sale by reference.

6. At the conclusion of said foreclosure sale, claimant will apply the proceeds of said sale: first, to the payment of the expenses of the sale; second, to the discharge of claimant's said lien; and third, the balance, if any, will be paid to (the county treasurer of the county in which said foreclosure sale is made, to be disposed of by said county treasurer as directed by law.

ORS 87.172 provides that a person claiming a lien must file this chattel lien in the lien for at least 60 days after the lien is created (the date when the goods are received by the claimant). The words "creating the lien" refers to the date of sale; therefore, 60 days after the date of sale, in par. 3, unless the chattel is an animal, in which case the interval shall be at least 30 days, or if the animal is a dog or cat, at least 15 days.

3201

notice by registered or certified mail to the following persons:
 a. To the lien debtor at his last known address; or if the lien debtor is a corporation, to its said registered agent or its said registered office.
 b. To all persons with a security interest in said chattels who have filed a financing statement perfecting such interest in the office of the Secretary of the State of Oregon or in the office of the appropriate county clerk of the county in which the foreclosure sale is to be held.
 c. If the chattel as to be sold is one for which a certificate of title is required by the laws of this state, to all those persons whom the certificate of title indicates have a security interest in or lien upon the chattels.

On the date hereinafter specified in paragraph 1, this notice was posted in a public place at or near the front door of the county court house in the county in which this sale is to be held and in a public place where claimant obtained possession of said chattels from the lien debtor in Klamath County, Oregon.

In construing this instrument, and where the context so required, words in the singular include the plural, and, generally, all changes shall be made or implied so that this instrument shall be deemed notice both to individuals and to corporations.

Witness my hand and seal of office this 19th day of March 1986.
Harold W. STEVENSON, INC.
 Claimant

By [Signature]
 Attorney for Claimant

STATE OF OREGON

County of Klamath



I, Harold W. Stevenson, being first duly sworn, say that I know the contents thereof and that the same are in all respects correct and true, as I verily believe.

[Signature]
 Notary Public for Oregon, My commission expires 3-14-87

Subscribed and sworn to before me this 19th day of March 1986.

James L. Stockton
 Debtor

Notary Public for Oregon, My commission expires 3-14-87

With there is a security interest in the chattel, notice to the holder of the security interest must be given not later than the 20th day after the date on which the chattel is sold or the date on which the services provided are completed.

IMPORTANT NOTICE: If the chattel has a value of \$1,000 or more, the lien claimant, in addition to the notices set forth in paragraphs 1 and 2 above, shall have a duty to publish a notice of the sale of the property in a newspaper as required by ORS 87.1001. Such notice shall contain a particular description of the property to be sold, the name of the owner or reputed owner, the date and place of the sale, and the name of the person foreclosing the lien.

Form No. 1121 is a statement of account; Form No. 1122 is a statement of account; Form No. 1123 is a statement of account.

STATE OF OREGON: COUNTY OF KLAMATH

Filed for record at request of March A.D. 1986 at 4:29 o'clock P.M., and duly recorded in Vol. M86 of Lien Return Controls on Page 4600

Fee \$9.00

Evelyn Riehn, County Clerk
 By [Signature]