

OL Use only for construction commenced prior to January 1, 1982.

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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 (as hereinafter described), actually used in the construction of that certain improvement known as Convenience STORE, E. GAS STATION, 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:

TRACT 45 AITAMONT SMALL FARMS Klamath

County Oregon, Less A 10 FOOT STRIP OF LAND

off the west side of TRACT 45, As deeded by

F.L. Weaver et ux, To Klamath County recorded September  
11, 1944 (S) Vol. 108, Page 541 Deed records of  
Klamath County, Oregon

The address of said land is, if known (if unknown, so state) 5723 Aitamon Dr.  
Klamath Falls, Oregon, in said county and state.

The name of the owner or reputed owner of said land is Western Homes, Inc.

The name of the owner or reputed owner of said improvement is Western Homes, Inc.  
 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 Keith Castel  
for Western Homes

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")

Materials (if no materials furnished, insert the word "none") Redi-Mix Concrete

Equipment rented; if none, insert "none."

Claimant commenced to perform said labor, to furnish said material and/or equipment on August 19<sup>th</sup>  
1987, and completed same on November 2, 1987, after which he ceased to perform labor and/or to furnish materials or equipment. The construction of said improvement was completed on \_\_\_\_\_, 19\_\_\_\_  
 (If not yet completed, so state). Not yet completed

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

Labor	\$	3,881.00
Materials	\$	
Equipment; its reasonable rental value	\$	
Recording fees	\$	10.00
Total	\$	3,891.00
Less: all just credits and offsets	\$	
Balance due claimant	\$	3,891.00

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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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 5th day of JANUARY, 1988.

Jefferson STATE Redi-Mix INC.

Keith Hamelton  
Claimant

State of Oregon, County of Klamath  
I, Keith Hamelton  
and say: That I am the CLAIMANT  
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.

Keith Hamelton  
Notary Public for Oregon. My Commission expires April 1, 1990

Subscribed and sworn to before me this 5th day of January, 1988.

(SEAL)

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 January 5, 1988.

\*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)

Lien Claimant  
Owner  
Jefferson State Redi-Mix Inc.  
1815 S. Jingley Lane  
H. J. Jelle

**STATE OF OREGON**

County of Klamath

I certify that the within instrument was filed in my office on the 5th day of January, 1988, at 4:19 o'clock P.M., and recorded in book/reel/volume M88 at page 194, or as file/instrument/microfilm/reception No. 83182 of the Construction Lien Book of said County.

Witness my hand and seal of County affixed.

Evelyn Biehn, County Clerk  
By Bernetha A. Peters Deputy

Fee \$10.00