

CK83 If claimant is other than original applicant use S-N Form No. 1162.

83415

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

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KNOW ALL MEN BY THESE PRESENTS: The undersigned, hereinafter called the claimant, did on the 12th day of October, 1987, enter into a contract with the owner of the improvement named below for the performance of labor, transporting or furnishing materials to be used in or renting equipment used in the construction of said improvement known as Installation of material for a temporary chain link fence in Perm Co. 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 39, Range 9, Section 4
Acres, lot 5400 or any part of tract in context
of M76-2844 in Record of Deeds of
Klamath County, OR

The address of said land, if known, is (if unknown, so state) 2566 Sander 16th St., Klamath
Shall, OR
The name of the owner or reputed owner of said land is Shall Oil Co. in said county and state.

the name of the owner or reputed owner of said improvement is Shall Oil Co.
the person or persons just named, at all times herein mentioned, had knowledge of the construction of said improvement. Claimant was employed to furnish said labor, materials and equipment and to perform said contract by the said owner of said improvement. Claimant commenced his performance of said contract on 14th of October 1987, provided and furnished all labor, materials and equipment required by said contract and actually used in the construction of said improvement and fully completed his said contract on November 5, 1987, after which he ceased to provide labor, materials or equipment for said improvement.

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 \$ 1100.00

and the reasonable rental value of equipment, which is \$ 1100.00

If no contract price, the reasonable value of claimant's labor, materials and equipment is:

Labor

Materials

Equipment

Recording fees

Total

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 the said site, to be determined by the court at the time of the foreclosure of this lien.

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

—OVER—

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 January 12, 1988.

Bowers Excavating & Fencing Inc

Darlene M. Bowers

Claimant

STATE OF OREGON, County of Klamath, ss.

I, Darlene M. Bowers

, being first duly sworn, depose

and say that I am the Secretary-Treasurer of Bowers Excavating & Fencing Inc 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.

Darlene M. Bowers

Subscribed and sworn to before me this 12th day of JANUARY, 1988.

Barbara Hawkins

(SEAL)

Notary Public for Oregon. My commission expires 10-25-88.

ORS 87.005, "Original Contractor" means a contractor who has a contractual relationship with the owner." 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 the person has ceased to provide labor, rent equipment or furnish materials. Every other person claiming a lien under ORS 87.010 shall file the claim not later than 30 days after the completion of the construction." * * * 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 Klamath County, Oregon, on January 12, 1988.

Bowers Excavating & Fencing Inc

Darlene M. Bowers

Claimant

ORS 87.039 provides:

"A person filing a claim for a lien as provided by ORS 87.035 shall mail to the owner and to the mortgagee a notice in writing that the claim has been filed. A copy of the claim shall be attached to the notice. The notice shall be mailed not later than 20 days after the date of filing. * * *

**CLAIM OF
CONSTRUCTION LIEN
ORIGINAL CONTRACTOR**
(Form No. 1161)

Lien Claimant

vs.

Lien Debtor

AFTER RECORDING RETURN TO

Bowers Excavating & Fencing Inc

3427 Washburn Way

Klamath Falls, OR 97603

Fee: \$10.00

STATE OF OREGON,

County of Klamath, ss.

I certify that the within instrument was received for record on the 12th day of January, 1988, at 4:26 o'clock P.M., and recorded in book/reel/volume No. M88, on page 591, or as file/instrument/microfilm/reception No. 83415, of the Construction Lien Book of said County.

Witness my hand and seal of County affixed:

Evelyn Biehn, County Clerk

By John Smith, Deputy