

85840

STATEMENT OF ACCOUNT

Vol. 1488 Page 4752

THE CARRIAGE WORKS, INC.,

Lien Claimant,

vs.

GARR WINWARD,

Lien Debtor.

STATE OF OREGON)
County of Klamath) ss.

I, RICHARD L. GARBUTT, being duly sworn, state:

I am the authorized representative of The Carriage Works, Inc., the Lien Creditor herein, and as such make the following State of Account:

| | |
|--------------------------------------|-------------------|
| Lien Claim: | \$5,435.00 |
| Publication: | 156.40 |
| | <u>\$5,591.40</u> |
| Amount received for Chattel at sale: | \$5,435.00 |

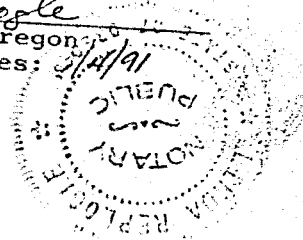
A copy of the Affidavit of Publication is attached hereto as Exhibit A, and incorporated herein by this reference.

Subscribed and sworn to before me this 1st day of April, 1988.

AFTER RECORDING RETURN TO:

Richard L. Garbutt
110 N. 7th Street
Klamath Falls, OR 97601

Linda Lepple
NOTARY PUBLIC for Oregon
My Commission expires: 3/4/91



Affidavit of Publication

4753

STATE OF OREGON,
COUNTY OF KLAMATH

I, Sarah L. Parsons, Office Manager
being first duly sworn, depose and say that

I am the principal clerk of the publisher of
the Herald and News

a newspaper of general circulation, as
defined by Chapter 193 ORS, printed and
published at Klamath Falls in the aforesaid
county and state; that the

#474 Possessory lien

Carriage Works/Winward

a printed copy of which is hereto annexed,
was published in the entire issue of said
newspaper for two

~~insertions~~ in the following issue:

Feb. 4, 1988

Feb. 11, 1988

Total Cost: \$156.40

Sarah L. Parsons

Subscribed and sworn to before me this 11
day of Feb. 19 88

[Signature]
Notary Public of Oregon

My commission expires June 15, 1990

CLAIM OF POSSESSORY LIEN NOTICE OF FORECLOSURE SALE

THE CARRIAGE WORKS, INC.

Lien Claimant

vs.

GARR WINWARD

Lien Debtor

NOTICE IS HEREBY GIVEN THAT:

1. The undersigned, The Carriage Works, Inc. 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:

Godard Carriage hereinafter called chattels, for the following charges for services provided, materials supplied and labor performed to the said lien debtor in making, altering, 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 Garr Winward, whose address is 1335 Haydon Road, Roseburg, Oregon 97470. The person requesting said services, materials and labor, if other than the owner, was Garr Winward, whose address is 1335 Haydon Rd., Roseburg, Oregon 97470.

3. (a) The agreed charge for claimant's services, materials and labor is \$ 4,800.00

(b) In addition, claimant has incurred expenses in storing said chattels prior to foreclosure and that a reasonable fee for said storage is the sum of \$ 635.00

(c) No part of said charges have been paid except the sum of \$ (- 0 -)

(d) The total amount of claimant's lien claim is (a + b - c) \$ 5,435.00

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

5. The date the lien attached to the chattels is November 1, 1987, 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 either knew or should reasonably have known that the charges were due. Since said date, possession of said chattels has been and is now retained by claimant.

NOTICE IS HEREBY GIVEN to said lien debtor and to whom it may concern that on March 4, 1988, 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: 707 S. 5th Street, City of Klamath Falls, State of Oregon, at the hour of 10:00 o'clock A.M. The name of the person foreclosing the lien is The Carriage Works, Inc.

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.

7. On February 1, 1988, and more than thirty days prior to the day so fixed for said foreclosure sale, claimant gave this notice by 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 at its said registered office.

8. On the date first mentioned in paragraph 7, this notice was posted in a public place at or near the front door of the county courthouse of the county in which the 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.

Dated February 1, 1988

The Carriage Works, Inc.

Claimant

By J. D. Evensizer

STATE OF OREGON,

County of Klamath ss

I, John Evensizer, Manager of The Carriage Works, Inc., the claimant named in the foregoing instrument, being first duly sworn, say that I know the contents thereof and that the statements and claims made therein are in all respects correct and true, as I verily believe.

J. D. Evensizer

Subscribed and sworn to before me this 1st day of February, 1988

Linda Replogle

Notary Public for Oregon.

My commission expires 2/4/91

#474 Feb. 4, 11, 1988

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Richard L. Garbutt, Attorney the 1st day
of March A.D., 19 88 at 3:00 o'clock P M., and duly recorded in Vol. M88
of Liens Upon Chattels on Page 4752

Evelyn Biehn, County Clerk
By [Signature]

FEE \$10.00