



KNOW ALL MEN BY THESE PRESENTS: The undersigned, hereinafter called the claimant, did on  
JAN. 15, 1988, enter a contract 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  
GRANDPA BAILEY'S RESTAURANT  
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:

BUILDING IS LOCATED AT 2838 SOUTH 6TH ST., KLAMATH FALLS, ORE.  
WHICH IS LOCATED ON: SEE LEGAL DESCRIPTION ATTACHED : EXHIBIT "A"

The address of said land, if known, is (if unknown, so state) 2838 SOUTH 6TH ST., KLAMATH FALLS, ORE.  
in said county and state.

The name of the owner or reputed owner of said land is SWAN LAKE MOULDING CO.  
the name of the owner or reputed owner of said improvement is NORWIN S. YOFFIE & SANDRA M. YOFFIE;  
contract is LEE BAILEY  
the person(s) just named, at all times herein mentioned, had knowledge of the construction of said improvement.  
JAN. 15, 1988, 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 APRIL 4, 1988, 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 & ORDERED EXTRAS \$ 15462.30

Said price includes materials and supplies in the amount of \$  
and the reasonable rental value of equipment which is \$  
If no contract price, the reasonable value of claimant's labor, materials and equipment is:

Labor	\$	
Materials	\$	10.00
Equipment	\$	15472.30
Recording fees	\$	7305.84
Total	\$	8166.46
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.

—OVER—

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

NOTE: THIS FORM TO BE USED ONLY FOR CONSTRUCTION COMMENCED AFTER JANUARY 1, 1982.

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.

6746

Dated APRIL 22, 1988

D. & T. CONST.

DANNY D. MAPES

Claimant

STATE OF OREGON, County of KLAMATH

I, DANNY D. MAPES

ss.

and say: that I am the CO-OWNER OF D. & T. CONST., being first duly sworn, depose 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.

Subscribed and sworn to before me this 25th

X

day of April

1988

(SEAL)

Notary Public for Oregon. My commission expires 3-1-89

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 created under subsection (1) or (2) of ORS 87.010 shall perfect the lien not later than 75 days after the person has ceased to provide labor, rent equipment or furnish materials or 75 days after completion of construction, whichever is earlier. Every other person claiming a lien under ORS 87.010 shall perfect the lien not later than 75 days after the completion of construction." Also that the lien claim "shall be perfected by filing a claim of lien 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 APRIL 22, 1988.

D. & T. CONST.

X By DANNY D. MAPES

Claimant

ORS 87.039 provides:

"A person filing a claim of lien pursuant to 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 of lien 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)

D. & T. CONST.

Lien Claimant

vs.  
NORWIN S. YOFFIE AND  
SANDRA M. YOFFIE

Lien Debtor

AFTER RECORDING RETURN TO  
D. & T. CONST.  
3929 LA MARADA  
KLAMATH FALLS, OR.  
97603

SPACE RESERVED  
FOR  
RECORDER'S USE

STATE OF OREGON,

County of KL ss.

I certify that the within instrument was received for record on the day of, 1988, at o'clock M. and recorded in book/reel/volume No. on page or as file/instrument/micro-film/reception No. of the Construction Lien Book of said County. Witness my hand and seal of County affixed.

NAME

By

TITLE

Deputy



6747

Order No.: 19644

EXHIBIT "A"  
LEGAL DESCRIPTION

A parcel of land lying in the Northwest quarter of Section 3, Township 39 South, Range 9 East of the Willamette Meridian, in the County of Klamath, State of Oregon, being more particularly described as follows:

Starting at the Northwest corner of said Section 3; thence South 00 degrees 00' 30" East along the Westerly boundary of Section 3 and the centerline of Washburn Way, 917.42 feet to the intersection with the present centerline of Sixth Street, formerly known as the Dalles-California Highway, recorded bearing South 55 degrees 52' 30" East, at Engineers Station 9 + 17.42 feet on Washburn Way and Engineers Station 16 + 14.87 feet on Sixth Street present centerline, and continuing thence along said boundary and centerline 48.32 feet to Engineers Station 9 + 65.74 feet on South boundary of Sixth Street, which is distant 40 feet at right angles Southwesterly from centerline of Sixth Street at Engineers Station 16 + 41.99 feet; thence South 55 degrees 52' 30" East parallel to said centerline 463.02 feet to the true point of beginning of this description; thence from said true beginning point continuing South 55 degrees 52' 30" East parallel to said centerline 795.36 feet; thence at right angles South 34 degrees 07' 30" West, 204.00 feet; thence South 55 degrees 52' 30" East parallel to Sixth Street 145.00 feet; thence at right angles South 34 degrees 07' 30" West, 183.80 feet, more or less, to Northerly right of way line of the Oregon, California and Eastern Railroad; thence North 66 degrees 57' 30" West along said line 982.45 feet, more or less, to a point on the Easterly right of way line of Washburn Way which is 40.00 feet Easterly of said centerline; thence North 00 degrees 00' 30" West along said right of way line 503.39 feet; thence South 55 degrees 52' 30" East, 306.22 feet; thence North 34 degrees 07' 30" East, 160.00 feet to the true point of beginning.

Tax Account No.: 3909 003RC 00900 0A1  
3909 003BC 00900

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of D. & T. Construction the 29th day  
of April A.D., 19 88 at 8:32 o'clock A M., and duly recorded in Vol. M88  
of Construction Liens on Page 6745.

FEE \$15.00

Evelyn Biehn County Clerk  
By Bernetha A. DeLoach