

87474

Mar. 23

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KNOW ALL MEN BY THESE PRESENTS: The undersigned, hereinafter called the claimant, did on Mar. 23, 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 and Bar

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:

See attached Exhibit "A" Legal Description

ORIGINAL CONSTRUCTION LIEN
CERTIFICATE

STATE OF OREGON

88 MAY 19 PM 2 45

The address of said land, if known, is (if unknown, so state) 2838 So. 6th St., Klamath Falls, Or. 97603

The name of the owner or reputed owner of said land is Swan Lake Moulding Co. in said county and state.
the name of the owner or reputed owner of said improvement is Norwin S. & Sandra M. Yoffie;
the name of the person who employed claimant to furnish said labor, materials, and/or equipment, and to perform said contract is Lee Bailey;

the person(s) just named, at all times herein mentioned, had knowledge of the construction of said improvement.
Claimant commenced his performance of said contract on Mar. 23, 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 7, 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	
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	\$
Equipment	\$ 1,217.00
Recording fees	\$ 571.20
Total	\$
Less all just credits and offsets	\$ 10.00
Balance due claimant	\$ 1,798.20

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—

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

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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 May 19 1988, before me, Stanley A. Fleese, Notary Public for Oregon, my commission expires 02/09/89.

Winema Electric, Inc.
P.O. Box 173
Klamath Falls, Or. 97601

STATE OF OREGON, County of Klamath, ss.
I, George W. Yahn, Claimant

and say: that I am the Manager of Winema Electric, Inc., 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 19th day of May, 1988.
George W. Yahn
Stanley A. Fleese
Notary Public for Oregon. My commission expires 02/09/89.

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 May 19, 1988.

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)

Winema Electric, Inc.

Lien Claimant

Norwin S. and Sandra M. Yoffie

Lien Debtor

Winema Electric, Inc.

P.O. Box 173

Klamath Falls, Or. 97601

STATE OF OREGON,

County of Klamath, ss.

I certify that the within instrument was received for record on the 19th day of May, 1988, at 8 o'clock P.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

By Stanley A. Fleese Deputy

7874 A
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 003BC 00900 0A1
3909 003BC 00900

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of _____ Winema Electric, Inc.
of _____ May _____ A.D. 19 88 at 2:45 o'clock _____ p _____ M., and duly recorded in Vol. _____ M88
of _____ Construction Liens _____ on Page 7873

FEE \$15.00

Evelyn Bjorn

By

County Clerk

Bernetha S. Retock