

ROBERT G. BUCHANAN, KATHLEEN K.  
 BUCHANAN, and GLENDA JEAN  
 BUCHANAN,

Lien Claimants,

vs.

WAYNE CUNNINGHAM, ESTATE OF WAYNE  
 CUNNINGHAM, PRODUCTION CREDIT  
 ASSOCIATION, KLAMATH PRODUCTION  
 CREDIT ASSOCIATION and THE FEDERAL  
 LAND BANK OF SPOKANE,

Lien Debtors.

CLAIM OF LIEN

FARM LABOR, SERVICES,  
 MATERIALS

NOTICE HEREBY IS GIVEN that Robert G. Buchanan, Kathleen K. Buchanan, and Glenda Jean Buchanan claims a lien upon the crops of.....nonapplicable, and the following described animals: fifteen heifer calves, more particularly described on the attached Exhibit "B", cared for pursuant to agreement for sale and purchase of certain real property, particularly described on the attached Exhibit "A", raised and grown in the year 1988 upon the following described farmland, range, ranch, orchard land or in claimant's place of business situated in Klamath County, Oregon, to-wit:

Route 5, Box 1230, Algoma Road, Klamath Falls, Oregon

Said lien also is claimed upon the proceeds of the sale of any or all of said crops and animals and upon the unborn progeny of said animals which are in utero on the date of the filing of this claim of lien. For brevity, the crops and/or animals and/or their said unborn progeny charged with this lien hereinafter are called chattels.

Said lien is claimed for labor performed, material supplied and/or services provided (as hereinafter more particularly described) by claimant at the request and for the benefit of the owner of said chattels to aid the growing or harvesting of crops and for the raising of livestock upon the land described above; the words "performs labor or provides service," "materials," "growing and harvesting" and "raising animals" as used in this lien have the meaning ascribed to them in ORS 87226(3), to which reference hereby is made.

The said labor, materials and/or services consisted of providing hay and other feeds, water, veterinary care as necessary, and appropriate shelter and pasturage at the agreed upon price of \$25.00 per head per month from December 1, 1988, until actual delivery upon closure of the contemplated purchase and sale of real property.

The name of the owner of the chattel so charged with this lien is the Bankruptcy Estate of Wayne Cunningham or Wayne Cunningham.

'89 JUN 2 AM 10 06

\*until closure of transaction

9652

The following is a true statement of claimant's demand for which this lien is claimed:  
Contract price 15 head @ \$25.00 per month per head from 12/1/88 \*

If no contract price, the reasonable value of said labor, materials and services \$ 2,250.00

Labor performed

Materials supplied

Services provided:

Use of machinery and equipment

Use of Livestock

Other services

Recording fees

Total

Less all credits and offsets

Balance unpaid and for which this lien is claimed

The close of the furnishing of said labor, materials and/or services was on June 1, 19 89,  
75 days have not elapsed since the date just mentioned.

The sum so claimed is a true and bona fide existing debt as of the date of the filing of this notice of claim of  
lien. The date on which payment was due claimant for said labor, supplies and services was June 1, 19 89.  
The terms of extended payment (if any) are NONE

DATED: June 1, 1989

STATE OF OREGON, County of KLAMATH

Kathleen K. Buchanan  
Claimant

I, Kathleen K. Buchanan, the claimant  
named in the foregoing notice of claim of lien, being first duly sworn, depose and 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.

Subscribed and sworn to before me this 1 day of June 19 89

VIVIANNE I. HUSTEAD  
(SEAL) NOTARY PUBLIC-OREGON

My Commission Expires

The foregoing lien is authorized by ORS 87.226(1). ORS 87.242 provides in part:  
"(1) A person claiming a lien created by ORS 87.226 shall file a written notice of claim of lien with the recording officer of the county in which the lien debtor resides, or, if the lien debtor is a business, the county in which the lien debtor has its principal place of business not later than 75 days after the close of the furnishing of the labor, services or materials."  
ORS 87.246 provides:  
"The recording officer of the county shall record the notices filed under ORS 87.242 in a book kept for that purpose and called 'index of liens upon chattels.'"  
ORS 87.252 provides:  
"(1) When a lien claimant files a notice of claim of lien as required by ORS 87.242, the lien claimant shall send forthwith a copy of the notice to the owner of the chattel to be charged with the lien by registered or certified mail sent to the owner at the owner's last-known address. (2) When a lien claimant files a notice of claim of lien as required by ORS 87.242, the lien claimant shall send a copy of the notice to all holders of security interests in the chattel to be charged with the lien who duly perfected such security interests by filing notice thereof with the Secretary of State. The notice shall be mailed to holders of perfected security interests within 20 days after the date of filing. (3) No costs, disbursements or attorney fees otherwise allowable as provided by ORS 87.336 shall be allowed to any party failing to comply with subsections (1) and (2) of this section."

Notary Public for Oregon. My commission expires 7-11-93

### CLAIM OF LIEN

FARM LABOR, SERVICES, MATERIALS  
(FORM No. 942)

ROBERT G. BUCHANAN, KATHLEEN  
K. BUCHANAN & GLENDA BUCHANAN  
Lien Claimant

vs.

WAYNE CUNNINGHAM, ESTATE OF  
WAYNE CUNNINGHAM, et al  
Lien Debtor

AFTER RECORDING RETURN TO

NEAL G. BUCHANAN  
Attorney at Law  
601 Main Street, Ste. 215  
Klamath Falls, OR 97601

(SPACE RESERVED  
FOR  
RECORDER'S USE.)

STATE OF OREGON,  
County of } ss.

I hereby certify that the within  
instrument was filed in my office on the  
day of 19 at o'clock M., and  
recorded in book/reel/volume  
on page or as document/fee/  
file/instrument/reception No.  
in the Record of Index of Liens upon  
Chattels of said County.  
WITNESS my hand and seal of  
County affixed.

By Recording Officer  
Deputy

EXHIBIT "A"  
LEGAL DESCRIPTION

In Township 37 South, Range 8 East of the Willamette Meridian, Klamath County, Oregon.

Section 12: Lot 4;

Section 13: Lot 1, N1/2 of Lot 2, NE1/4 NE1/4, N1/2 SE1/4 NE1/4;

EXCEPT those portions of the above described properties heretofore conveyed to the State of Oregon for highway purposes in Deed Volume 224, page 139, Deed Records of Klamath County, Oregon.

ALSO EXCEPTING those portions of the above described properties heretofore conveyed to the Oregon Eastern Railway Company, an Oregon Corporation, for railroad right-of-way in Deed Volume 26, page 396, Deed Records of Klamath County, Oregon.

In Township 37 South, Range 9 East of the Willamette Meridian, Klamath County, Oregon.

Section 7: Lot 4, SE1/4 SW1/4,

Section 18: N1/2 NW1/4, Portions of the S1/2 NW1/4, more particularly described as follows:

Beginning at the Northeast corner of the SE1/4 NW1/4 of Section 18; thence Southwesterly along the center of the dredger cut to a point 10 chains North of the quarter section corner on the West line of said Section 18; thence North to the Northwest corner of SW1/4 NW1/4 of said Section 18, thence East along the North line of the S1/2 NW1/4 of Section 18 to the place of beginning.

EXHIBIT "B"  
HEIFER DESCRIPTION

A. Fifteen mixed heifers, aged 13 to 15 months, more particulary described as follows:

1. One gray whiteface
2. 1 blond whiteface
3. Five crossed heifers
4. Two black whiteface
5. 6 black Angus

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Neal G. Buchanan the 2nd day  
of June A.D., 19 89 at 10:06 o'clock A M., and duly recorded in Vol. M89,  
of Lien Upon Chattels on Page 9651.  
Evelyn Biehn County Clerk  
By Pauline Mulendore

FEE \$20.00