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KNOW ALL MEN BY THESE PRESENTS: The undersigned, hereinafter called the claimant, has performed labor, transported or furnished materials and/or rented equipment under a contract between claimant and Joe P. Jones

☒ construction agent ☐ or other person (indicate which) having charge of the construction of that certain improvement known as Marle West Occupational Health Center who was the ☐ original contractor, ☐ subcontractor, the County of Klamath, State of Oregon, which is the site of said improvement, described as follows: Parcel 1: A tract of land being Lot 1 and a portion of Lot 2 in Block 3 of Tract 1080, WASHBURN PARK, in the County of Klamath, State of Oregon, more particularly described as follows:

Beginning at the Southwest corner of said Lot 1; thence North 00 degrees 04' 50" East 57.80 feet; thence South 89 degrees 25' 10" East 300.00 feet to the Northeast corner of said Lot 1; thence continuing South 00 degrees 04' 50" West 195.00 feet to the Southeast corner of said Lot 1; thence North 89 degrees 25' 10" West 300.00 feet to the point of beginning.

EXCEPTING THEREFROM that portion conveyed to the State of Oregon, by and through its Department of Transportation, Highway Division, recorded August 16, 1976 in Deed Volume M-76 at page 12646, Microfilm Records of Klamath County, Oregon.

PARCEL 2: A Tract of land situated in Lot 2, Block #, Tract 1080, WASHBURN PARK, in the County of Klamath, State of Oregon, more particularly described as follows:

continued on next page

The address of said improvement, if known (if unknown, so state) is 2621 Crosby in the City of Klamath Falls, in said county and state. The name of the owner or reputed owner of said land is Waggoner Plaza Ltd. and Viking Financial Services, who at all times herein mentioned had knowledge of the construction of said improvement.

The name of the person by whom claimant was employed or to whom materials were furnished and for whom labor was performed and/or equipment rented is Joe P. Jones

Claimant commenced performance of said contract on October 30, 1989, and completed the same on March 7, 1990, after which claimant ceased to provide labor, transport or furnish materials and/or rent equipment.

A Notice of Right to Lien in the form required by ORS 87.023 was delivered in person or delivered by registered or certified mail to said owner on October 30, 1989, and this lien covers only those materials and that labor provided after a date which is eight days not including Saturdays, Sundays and other Holidays, as defined in ORS 187.010, before said Notice of Right to Lien was delivered or mailed.

The following is a true statement of claimant's demand after deducting all just credits and offsets, to-wit: The reasonable value of claimant's labor, materials and equipment is:

Labor	\$ 2833.50
Materials	\$ 2800.00
Equipment	\$ 1000.00
Interest on unpaid balance	\$ 66.11
Recording fees	\$ 15.00
Total	\$ 6714.61
Less all just credits and offsets	\$ (4000.00)
Balance due claimant	\$ 2714.61

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

In construing this instrument, the singular pronoun includes the plural, as the circumstances require.

Dated May 17, 1990

Frank R. Borg

Claimant

90 MAY 19 AM 8 47

STATE OF OREGON, County of Klamath ss.I, Frank R. Borges

, being first duly sworn, depose

and say: I am the

claimant named in the foregoing instrument. I have knowledge of the facts therein set forth. All statements made in said instrument are true and correct as I verily believe.

Frank R. BorgesSubscribed and sworn to before me this 17 day of May, 1990.

(SEAL)

Ann R. Rothery
Notary Public for Oregon. My commission expires April 1, 1991

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 _____ County, Oregon, on _____, 19____.

By _____

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
OTHER THAN ORIGINAL CONTRACTOR
(Form No. 1162)

Lien Claimant

Owner

AFTER RECORDING RETURN TO

Frank R. Borges
1740 Johnson Av
Klamath Falls OR
97601

STATE OF OREGON,

County of _____ ss.

I certify that the within instrument was received for record on the _____ day of _____, 19____, at _____ o'clock _____ M., and recorded in book/reel/volume No. _____ on page _____ or as file/instrument/microfilm/reception No. _____, of the Construction Lien Book of said County.

Witness my hand and seal of County affixed.

NAME

TITLE

By _____

Deputy

Beginning at a point on the Easterly right of way line of Washburn Way, said point being North 00 degrees 04' 50" East 57.80 feet from the Northwest corner of Lot 1 Block 3; thence South 89 degrees 25' 10" East a distance of 100.08 feet to a point; thence South 89 degrees 56' 30" East a distance of 51.67 feet to the Northwest corner of parcel conveyed to Ronald T. Williams, et ux., by Deed Volume M-77 at page 17511; South 0 degrees 04' 50" West along the West line of Crosby Avenue; thence North 89 degrees 25' 10" West along said North line a distance of 151.76 feet to the Southeast corner of Lot 1, Block 3; thence North 0 degrees 04' 50" East a distance of 252.8 feet, more or less, to the point of beginning.

PARCEL 3: A tract of land being a portion of Lot 2, Block 3, of Tract 1080 WASHBURN PARK, in the County of Klamath, State of Oregon, being more particularly described as follows:

Beginning at the Southwest corner of said Lot 2; thence North 00 degrees 04' 50" East 57.80 feet to the true point of beginning; thence North 00 degrees 04' 50" East 96.35 feet; thence South 89 degrees 56' 30" East 400.03 feet to the East line of said Lot 2; thence South 00 degrees 03' 30" West 100.00 feet; thence North 89 degrees 25' 10" West 400.08 feet to the true point of beginning.

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Frank Borges the 18th day
of May A.D., 19 90 at 8:47 o'clock A.M., and duly recorded in Vol. M90,
of Construction Lien on Page 9497.

Evelyn Biehn County Clerk

By Danise Mullens

FEE \$15.00
cc 4.00