

93074

Vol 94 Page 39228

JACK H Kirby

Lien Claimant

vs.

**LOGGER'S AND WOODWORKER'S LIEN**

Bob BITZER

BITZER Logging

Lien Debtor

Notice is hereby given that the undersigned (hereafter called the "claimant") claims a lien upon

LOGS

being about 41 LOADS more or less, obtained, handled, manufactured and/or transported in Klamath County State of Oregon, are marked thus blue B

and are now lying at Klamath Veneer Inc. Mill 4605 LAKEPORT BL KIAMATH FALLS, OR 97601 SUBSIDIARY OF HUFFMAN and right P.O. Box 910 CANBY, OR 97001 for labor performed upon and assistance rendered.

The name of the owner/agent of the owner (indicate which) of the timber and/or wood products is Bob BITZER, at whose request the labor was performed

and assistance rendered. The following is a description of the labor so performed and assistance rendered: Fell, Limb and Bucked Trees

(obtaining—manufacturing—handling—transporting timbers or wood products)

The close of the furnishing of the labor/assistance as 12-31, 1994. 60 days have not elapsed since that date.

The following is a true statement of claimant's debt and for which this lien is claimed:

Contract price \$225.00 per day for 5 days \$ 1125.00

If no contract price, the reasonable value of the labor and assistance is:

Labor \$

Assistance \$

Use of machinery and equipment \$

Use of livestock \$

Other (Specify) \$

Recording fees \$ 11.50

Total \$

Less all credits and offsets (\$ )

Balance unpaid and for which this lien is claimed \$ 1136.50

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**NOTICE OF LIEN  
LOGGER'S AND WOODWORKER'S**

JACK H Kirby

Lien Claimant,

vs. Bob BITZER

BITZER Logging

Lien Debtor.

After recording return to (Name, Address, Zip):

JACK H. Kirby  
1240 HILTON DR  
KLAMATH FALLS, OR 97603

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 and/or as fee/title/instrument/microfilm/reception No. in the Record of Index of Liens upon Chattels of said County.

Witness my hand and seal of County affixed.

Recording Officer

By Deputy

SPACE RESERVED  
FOR  
RECORDER'S USE

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 the labor and assistance is 1-10, 1995.

The terms of extended payment (if any) are: \_\_\_\_\_

DATED: 12-30-94, 1994

Jack H Kirby

Claimant

STATE OF OREGON,

County of KLAMATH ss.

I, Jack H Kirby

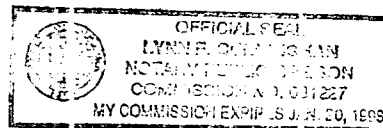
the claimant named in the foregoing notice of claim of lien, being first duly sworn, say that I know the contents thereof and that the statements and claims made therein are in all respects correct and true, as I verily believe.

Subscribed and sworn to before me this 30 day of December, 1994.

Jack H Kirby

Notary Public for Oregon.

My commission expires 1-20-98



The foregoing lien is authorized by ORS 87.221 (1). ORS 87.242 provides, in part:

"(1) A person claiming a lien created by ORS 87.216, 87.222 or 87.332 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 60 days after the close of the furnishing of the labor, services or materials."

ORS 87.246 (1) provides:

"Except for a notice of a claim for a lien created by ORS 87.226 the recording officer of a 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 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 30 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. (4) If the total amount claimed by the lien claimant under ORS 87.226 exceeds \$20,000, then, unless the lien claimant sends a copy of the notice of claim of lien to affected security interest holders disclosed by a search of the records under the account name supplied to the lien claimant by the lien debtor or animals to be charged with the lien if the security interest was duly perfected before the date on which the lien claimant filed a notice of claim of lien and if the holder of the security interest did not receive a notice due to the lien claimant's failure to comply with subsection (2) of this section."

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Jack H. Kirby the 30th day of Dec, A.D., 19 94 at 11:26 o'clock A M., and duly recorded in Vol. M94 of Lien Upon Chattels on Page 39228

FEE \$10.00

Evelyn Biehn - County Clerk

By Dorene Mullins