

3946

FORM No. 1161—CONSTRUCTION LIEN—Original Contractor Only.

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Vol. 1995

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20569

NL If claimant is other than original, use S-N Form No. 1162.

KNOW ALL MEN BY THESE PRESENTS: The undersigned, hereinafter called the claimant, did on May 26, 1995, enter into a contract for the performance of labor, transporting or furnishing materials to be used in or renting equipment used in the construction of an improvement known as Hoy Dillard Johnson & Margaret Elizabeth Johnson Resident 2951 Beverly Dr. Klamath Falls

The improvement is situated upon certain land in the County of Klamath, State of Oregon, (which is the site of the improvement), described as follows: Beginning at a point on the South line of the NW 1/4 NW 1/4 of section 34, township 38S, range 9E, W.M., which is S.80°39'W, 314.1 feet from a steel axle marking the southeast corner of the NW1/4 NW 1/4 of said section 34, thence S.89°W, 39 feet W. Along the south line of said NW 1/4 NW 1/4, a distance of 100 feet

Thence NO. 19°W, Along a line parallel to the east line of said NW 1/4 NW 1/4 a distance of (IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE SIDE)

The address of the improvement, if known, (if unknown, so state) is 2951 Beverly Drive

The name of the owner or reputed owner of the land is HOY DILLARD JOHNSON AND MARGARET ELIZABETH JOHNSON

The name of the owner or reputed owner of the improvement is HOY DILLARD JOHNSON AND ELIZABETH JOHNSON, HUSBAND & WIFE

The name of the person who employed claimant to furnish the labor, materials, and/or equipment, and to perform the contract is LEE JOHNSON

The person(s) just named, at all times herein mentioned, had knowledge of the construction

Claimant commenced performance of the contract on JUNE 30, 1995, provided and furnished all labor, materials and equipment required by the contract and actually used in the construction of the improvement and fully completed the contract on JUNE 30, 1995, after which claimant ceased to provide labor, materials and/or equipment for the improvement.

The following is a true statement of claimant's demand after deducting all just credits and offsets to wit: \$ 642.02

Contract price

This 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

Other (specify)

Recording fees

Total

Less all just credits and offsets

Balance due claimant

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

— OVER —

CLAIM OF CONSTRUCTION LIEN ORIGINAL CONTRACTOR

Lien Claimant

Owner

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

HOM INTERIORS
7390 So. 6th St.
KLAMATH FALLS, OR. 97603

SPACE RESERVED
FOR
RECORDER'S USE

STATE OF OREGON,

County of

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/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.

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



Claimant claims a lien for the amount last stated upon the improvement and upon the site, to-wit: the land upon which the improvement is constructed, together with the land that may be required for the convenient use and occupation of the improvement constructed on the 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 8-1-95, 1995

Violet E. Harris

Claimant

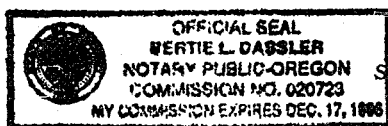
STATE OF OREGON, County of KLAMATH ss.

I, VIOLET E. HARRIS

, 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 this instrument are true and correct as I verily believe.



Subscribed and sworn to before me on 8-1, 1995

Bertie L. Daxler

Notary Public for Oregon. My commission expires 12/17/96

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. ORS 87.035 provides: "Every person claiming a lien created under ORS 87.010(1) or (2) 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.* * *" ORS 87.035 also provides 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_____

Violet E. Harris

Claimant

By _____

ORS 89.039 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.* * *"

If the improvement referred to herein is commercial, giving notice of lien may be unnecessary. See ORS 87.021(3)(b).

(DESCRIPTION CONTINUED)

of 160'; thence ~~N~~ ^N 89° 39' E; 100 'thence S. 0°, 19' E., 160 ' to the point of the beginning; Being a portion of the NW 1/4 NW 1/4 of section 34, T. 38S, R 9 E, containing .037 of an acre more or less

STATE OF OREGON: COUNTY OF KLAMATH: ss.

Filed for record at request of Austin Hong the 3rd day of Aug A.D., 19 95 at 3:15 o'clock P M., and duly recorded in Vol. M95 of Construction Lien on Page 20569

Bernetha G. Letsch County Clerk

FEE \$10.00/cc\$2.00

By Lynette G. Lettag