

OT If Claimant is an original contractor, use S-N Form No. 1161.

AMENDED CONSTRUCTION LIEN

Vol. m 96 Page 23708

22596

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 BEN BOURLAND BUILDER who was the ☒ original contractor, ☐ subcontractor, ☐ construction agent or ☐ other person (indicate which) having charge of the construction of that certain improvement known as road construction situated upon certain land in the County of Klamath, State of Oregon, which is the site of said improvement, described as follows:

Lot 1 in Block 5 and Lot 1 in the Block 6 of Tract 1152
North Hills.

Tax ID No. 3809-35AA-6400 and 6200

Key No. 446495 and 447083

The address of said improvement, if known (if unknown, so state) is unknown in the City of Klamath Falls, in said county and state.

The name of the owner or reputed owner of said land is Ken Katsuda and Richard E. Robertson, 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 he furnished said materials and for whom he performed said labor and/or rented equipment is Ben Bourland Builder.

Claimant commenced his performance of said contract on April 18, 1996, and completed same on May 28, 1996, after which he ceased to provide labor, transport or furnish materials and/or rent equipment.

~~NOTICE OF RIGHT TO LIE IN THE FORM REQUIRED BY ORS 87.032 WAS DELIVERED TO PERSON OR PERSONS BY REGISTERED MAIL TO CLAIMANT BY CLAIMANT ON XXXXXXXXXX, 1996, AND THE TEN DAYS ONLY XXXX MATERIALS AND/OR LABOR PROVIDED AFTER A DATE WHICH IS 10 DAYS BEFORE SAID NOTICE OF RIGHT TO LIE WAS DELIVERED OR MAILED. CONSTRUCTION WAS COMMENCED AFTER JANUARY 1, 1982 AND BEFORE ORS 87.032 TO 87.035 OR 8 DAYS NOT INCLUDING SATURDAYS, SUNDAYS AND OTHER HOLIDAYS AS DEFINED IN ORS 107.010 BEFORE SAID NOTICE OF RIGHT TO LIE WAS DELIVERED OR MAILED. (IF CONSTRUCTION WAS COMMENCED AFTER OCTOBER 14, 1992).~~

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	\$ 9471.05
Materials	\$
Equipment	\$
Recording fees	\$ 10.00
Total	\$ 9481.05
Less all just credits and offsets	\$ - 0 -
Balance due claimant	\$ 9481.05

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 masculine pronoun means and includes the feminine and the neuter and the singular includes the plural, as the circumstances may require.

Dated August 2, 1996.

KLAMATH PACIFIC CORP

By: Chuck Paulsen

Chuck Paulsen, 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 —

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

CHUCK PAULSEN, CLERK

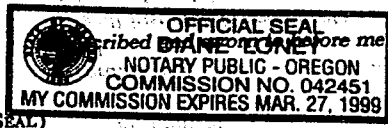
23709



STATE OF OREGON, County of Klamath ss.

I, Chuck Paulsen, being first duly sworn, depose and say: that I am the Office Manager of 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.

Chuck Paulsen



(SEAL)

Subscribed and sworn to before me this 2nd day of August, 1996

Diane Honey
Notary Public for Oregon. My commission expires 3-27-99

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, 1996

Claimant

By

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. 1142)

Klamath Pacific Corp

Ken Katsuda

Richard E. Robertson

Owner

AFTER RECORDING RETURN TO
Donald R. Crane, Atty
635 Main Street
Klamath Falls OR 97601

Fee \$10.00
1.00/cc

STATE OF OREGON,

County of Klamath ss.

I certify that the within instrument was received for record on the 2nd day of August, 1996, at 3:56 o'clock P.M., and recorded in book/reel/volume No. M96 on page 23708 or as file/instrument/microfilm/reception No. 22596, of the Construction Lien Book of said County. Witness my hand and seal of County affixed.

Bernetha G Letsch, County Clerk

By Cheryl Katsuda deputy