

24456

Vol. 196 Page 27364

Steve L. Schaller

Lien Claimant

Greg E. Schaefer

Lien Debtor

CLAIM OF LIEN

PREPARING LAND FOR IRRIGATION
OR CULTIVATION

NOTICE HEREBY IS GIVEN That

(hereinafter called claimant) claims a lien on the following described land in KIAMATH County, Oregon, to-wit:

The E 1/2, W 1/2 SW 1/4, E 1/2 SW 1/4, W 1/2 W 1/2 SE 1/4
of Sec. 20 T 35S R 13E

Code 8 Map 3513-2000 TL 700 160 Acres

(IF SPACE INSUFFICIENT, CONTINUE DESCRIPTION ON REVERSE)

Said labor was performed, equipment and/or materials furnished (more fully described below) for use in connection with the preparation of said lands for irrigation or cultivation.

Said labor, equipment and/or materials were furnished for and at the request of the owner of said land; claimant commenced furnishing the same on 4, 19 95 and completed the same on 9-1, 19 96, on which day claimant ceased to perform said labor, transport or furnish the materials or provisions for which said lien is claimed.

Claimant was employed/contracted to perform said labor and to furnish said equipment, and/or materials by the person hereinafter named (delete by lining out any inapplicable words of the preceding sentence).

The said labor, equipment, provision and/or materials consisted of OVERSEEING AND OPERATING equipment for clearing of trees, brush and burning, so that the land could be seeded for pasture. Price Agreed upon is 15% of the purchase price - (\$64,000. Purchase x .15 = 9,600.-) Purchased 3-14-95

The name of the owner or reputed owner of the land on which this lien is claimed is:

Greg E. Schaefer

The name of the person by whom claimant was employed or to whom claimant furnished said provisions, materials and/or equipment is: GREG E. SCHAEFER

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

Contract price \$ 9,600.00
Agreed wage: \$ per day; number of days \$

If no contract price, the reasonable charges for such work and materials are:

Labor performed \$
Equipment furnished or transported \$
Provisions, materials furnished or transported \$Recording fees \$ 10.00
Total \$ 9,610.00

Less all just credits and offsets \$ 0

Balance unpaid and for which this lien is claimed \$ 9,610.00

DATED: 9-6, 19 96

Steve L. Schaller
Claimant

(VERIFICATION ON REVERSE)

27965

STATE OF OREGON,

County of KlamathI, Steve L. Schaller

the claimant named in the foregoing notice of claim of lien, being duly sworn, depose and say that I know the contents of said notice 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 6 day of September, 1996.



OFFICIAL SEAL
LYNN F. CUNNINGHAM
NOTARY PUBLIC-OREGON
COMMISSION NO. 031227
MY COMMISSION EXPIRES JAN. 20, 1998

Notary Public for Oregon
My commission expires 1-20-98

CLERK OF THE COUNTY OF KLAMATH

BEFORE ME, the undersigned authority, on this day personally appeared Steve L. Schaller

known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

I, the undersigned authority, do hereby certify that Steve L. Schaller is the person whose name is subscribed to the foregoing instrument, and that he executed the same for the purposes and consideration therein expressed.

Given under my hand and official seal this 6 day of September, 1996.

Notary Public for Oregon

My commission expires 1-20-98

ORS Section 87.356 provides:

87.356. A person who is employed to or contracts to survey, clear, ditch, dike, tile, level, check, border, excavate, grade, pave or otherwise prepare land for irrigation or cultivation, or who furnishes materials or equipment for use in connection with such work on that land at the request of the owner of the land, has a lien on the land prepared for the reasonable or agreed charges for his labor, and the materials or equipment furnished. If the owner has less than a fee simple estate in the land, then only his interest therein is subject to the lien created by this section.

The following ORS sections provide:

"87.364. The liens created by ORS 87.352 to 87.358 attach to the land, mine or improvement described in those sections on the day on which the lien claimant ceases to perform the labor or transport or furnish the materials or provisions for which the lien is claimed."

"87.366(1) (1) A person claiming a lien created by ORS 87.352 to 87.362 shall file a written notice of claim of lien not later than 120 days after the lien attaches with the recording officer of each county where there is situated any land sought to be charged with the lien. * * *

"(3) If the person entitled to a lien under ORS 87.352 to 87.362 does not file a notice of claim of lien within the time required by subsection (1) of this section, he waives his right to the lien."

CLAIM OF LIEN PREPARING LAND FOR IRRIGATION OR CULTIVATION (FORM NO. 950)

Steve L. Schaller

Lien Claimant

vs.

Greg E. Schaefer

Lien Debtor

AFTER RECORDING RETURN TO

Steve Schaller
3939 S. 6th Box 155
KLAMATH Falls, Ore 97603

Fee \$10.00

1.50/cc

STATE OF OREGON

County of Klamath

I certify that the within instrument was received for record on the 6th day of September, 1996, at 2:15 o'clock P.M., and recorded in book/reel/volume M96, on page 27964 or as fee/file/instrument/microfilm/reception No. 24456 of the Construction Records of said County. Lien

Bernetha G Letsch, County Clerk

NAME

TITLE

By Christy S. [Signature] Deputy