

REC \$ 15.00
AUD \$ 0.00
R.M.F. \$ 1.50

FILED NO. 6925
BOOK 2003 PAGE 6925

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COMPARED	_____

MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA
(515)462-3731

Preparer
Information: ✓ Jerrold B. Oliver P.O. Box 230 Winterset

FENCE AGREEMENT

This Agreement made and entered into by and between EXCLUSIVE PROPERTIES, L.L.C. and DANIEL LYNCH and SHEILA LYNCH, Husband and Wife.

WHEREAS, Daniel Lynch and Sheila Lynch are the owners of the West Half (1/2) of the Northwest Quarter (1/4) of Section 28, Township 77 North, Range 26 West of the 5th P.M., Madison County, Iowa; and

WHEREAS, Exclusive Properties, L.L.C. is the owner of: The Northeast Quarter (1/4) of Section Twenty-nine (29) in Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, EXCEPT Parcel "A", located in the Southwest Quarter (1/4) of the Northeast Quarter (1/4) of said Section Twenty-nine (29) containing 3.000 acres, as shown in Plat of Survey filed in Book 2003, Page 222 on January 14, 2003, in the Office of the Recorder of Madison County, Iowa;

WHEREAS, the parties desire to enter into this Fence Agreement to determine the responsibility for the erection, maintenance and repair for the partition fence between the real estate owned by the respective parties.

IT IS THEREFORE AGREED as follows:

1. Daniel Lynch and Sheila Lynch agree that they shall direct, maintain and repair the north half of said partition fence.
2. Exclusive Properties, L.L.C. agrees that it shall erect, maintain and repair the

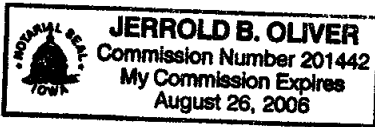


STATE OF IOWA, COUNTY OF MADISON, ss:

On this 18 day of Sept, 2003, before me, a Notary Public in and for the said State, personally appeared Robert Trausch, to me personally known, who being by me duly sworn did say that that person is Vice-President and Secretary (Insert title of executing member) of said limited liability company, that ~~(the seal affixed to said instrument is the seal of said)~~ (no seal has been procured by the said) limited liability company and that said instrument was signed ~~(and sealed)~~ on behalf of the said limited liability company by authority of its managers and the said Robert Trausch acknowledged the execution of said instrument to be the voluntary act and deed of said limited liability company by it voluntarily executed.

Jerrold B. Oliver, Notary Public in and for said State.

(Section 558.39, Code of Iowa)



Acknowledgment: For use in the case of limited liability companies