

REC \$ 15.00
AUD \$
R.M.F. \$ 1.00
5.00

FILED NO: 6926
BOOK 2003 PAGE 6926

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MICKI UTSLER
RECORDER
MADISON COUNTY, IOWA

Preparer Information: ✓ Jerrold B. Oliver P.O. Box 230 Winterset (515)462-3731

FENCE AGREEMENT

This Agreement made and entered into by and between EXCLUSIVE PROPERTIES, L.L.C. and JOHN LYNCH.

WHEREAS, John Lynch is the owner of the Southeast Quarter of Section 20, 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. John Lynch agrees that he shall direct, maintain and repair the west half of said partition fence.
2. Exclusive Properties, L.L.C. agrees that it shall erect, maintain and repair the east half of said partition fence.

3. The parties understand and agree that John Lynch has recently erected a new fence to replace the old fence for his portion of the partition fence required to be erected, maintained and kept in repair by him.

4. Exclusive Properties, L.L.C. agrees to replace and construct a new fence for that portion of said partition fence required to be erected, maintained and repaired by it.

5. Exclusive Properties, L.L.C. agrees to construct said new fence on or before April 30, 2004.

Dated: 9-18, 2003.



John Lynch

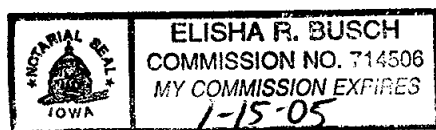
EXCLUSIVE PROPERTIES, L.L.C.

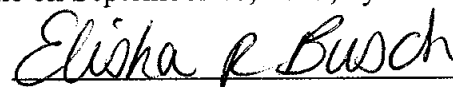


By Robert Trausch

STATE OF IOWA :
:SS
MADISON COUNTY :

This instrument was acknowledged before me on September 18, 2003, by John Lynch.





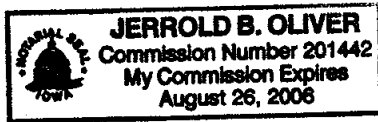
Notary Public in and for the State of Iowa



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