

SOUTH TOWNSHIP, MADISON COUNTY

Henry J. Wonderlin

 Complainig Party

R.R. 2

St. Charles, Iowa 50240

 Address

vs.

Kenneth McDonald

 Responding Party

R R. 2

St. Charles, Iowa 50240

 Address

COMPUTER
 FILED NO. 1799
 BOOK 2 PAGE 78
 1989 MAR 15 PM 2:18
 MARY E. WELTY
 RECORDER
 MADISON COUNTY, IOWA
 ORDER OF FENCE VIEWERS Fee \$15.00

Now on this 1 day of October, 19 88, a controversy having arisen between the parties named above, adjoining landowners, as to the erection and maintenance of a partition fence, it comes on for hearing before South Township Trustees, Madison County, State of Iowa, acting as fence viewers upon the request of one of the landowners, pursuant to Chapter 113 of the Code.

The Trustees, after providing all parties in interest with due notice or accepting waiver of same, after inspection of the property and fences and being fully advised in the premises, FINDS:

That the complaining party is the owner of the following described real estate, to-wit: (Insert full legal description.)
 West $\frac{1}{2}$ of the SouthEast $\frac{1}{4}$ of Section 36, Township 75 North, Range 26 West.

and

That the responding party is the owner of the following described real estate, to-wit: (Insert full legal description.)
 East $\frac{1}{2}$ of the SouthWest $\frac{1}{4}$ of Section 36, Township 75 North, Range 26 West.

and

That there is a partition fence between said tracts of real estate which should be maintained and repaired according to Iowa law,

and

That the Trustees further find that the parties should build, repair and/or maintain their respective portions of said partition fence as is herein-after ordered.

IT IS THEREFORE HEREBY ORDERED AND ADJUDGED by the Trustees of said Township as follows, to-wit:

1. That the complaining party, his/her grantees and successors in interest shall erect and/or maintain that part of the said partition fence described as follows, to-wit:

The south 70 rods of the North-South fence along the west side of the West $\frac{1}{2}$ of the SouthEast $\frac{1}{4}$ of Section 36, Township 75 North, Range 26 West.

2. That the responding party, his/her grantees and successors in interest shall erect and/or maintain that part of the said partition fence described as follows, to-wit:

The north 90 rods of the North-South fence along the east side of the East $\frac{1}{2}$ of the SouthWest $\frac{1}{4}$ of Section 36, Township 75 North, Range 26 West.

3. That said partition fence shall be a "lawful" or "tight" fence.

4. (Insert other legal requirements to be made of one or both parties including date when work is to be completed.)

5. That the costs of this proceeding to be paid on entry of this Order shall be borne as follows:

Recording Fees	\$ 15.00	Copy Fees	\$ 15.00
Trustee Fees	\$ 32.00	Clerk Fees	\$ 32.00

Complaining party shall pay \$ 47.00; responding party shall pay \$ 47.00

IN WITNESS WHEREOF, we have hereunto signed our names as Trustees of the above captioned Township of the County of Madison, State of Iowa.

Dated at St. Charles, Iowa, this 1 day of October, 1988.

TOWNSHIP TRUSTEES ACTING AS FENCE VIEWERS

Clarence Wilder
TRUSTEE
(Ward Parker acting for Wayne Strawn)

Ward Parker
TRUSTEE

Raymond K. Nelson
TRUSTEE
(Ray Nelson acting for Bruce Brownlee)
(At least two Trustees must sign.)

Attest:

David D Downs
Township Clerk

APPEALS MAY BE MADE BY FILING A NOTICE OF APPEAL WITH THE CLERK OF DISTRICT COURT WITHIN 20 DAYS AFTER THE DATE OF THIS DECISION.

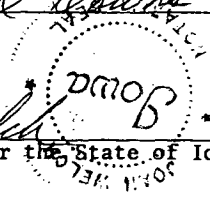
STATE OF IOWA, COUNTY OF Madison, SS.

I, David Downs, being first duly sworn on oath depose and state that I am the Township Clerk of South Township, Madison County, Iowa; that I do hereby certify that the foregoing Order of Fence Viewers was recorded in the Township book under the date of October 1, 1988; and that the foregoing Order is a true and correct copy of said Order as recorded in said Township book.

David D Downs
Township Clerk

Subscribed and sworn to before me by David D Downs
this 15 day of March, 1989.

Joan Welch
Notary Public in and for the State of Iowa



(File one copy in the Township book and file one copy with the County Recorder. Each party to the Order should also have a copy his or her records.)

Box 162 Rte 1, St Charles