of Penn in said County and State.

IN WITNESS WHEREOF we have hereunto set our hand the day and year first herein written.

H. L. Paull, Guardian for
John DeVault, Incompetent
Edna E. North
W. T. North

STATE OF IOWA MADISON COUNTY ) SS

On this 10th day of October, A. D. 1951, before me, the undersigned, a Notary Public in and for said County and State, came H. L. Paull, Guardian, personally to me known to be the identical person whose name is affixed to the above instrument and acknowledged the execution of the same to be his voluntary act and deed for the purposes expressed therein.

IN TESTIMONY WHEREOF I have hereunto subscribed my name and affixed my seal on the date last above written.

Charles D. Van Werden Notary Public
(Notarial Seal) in and for said County.

STATE OF IOWA VAN BUREN COUNTY ) SS

On this 5 day of October A. D. 1951, before me, the undersigned, a Notary Public in and for said County and State, came Edna E. North and W. T. North, personally to me known to be the identical person whose name is affixed to the above instrument and acknowledged the execution of the same to be their voluntary act and deed for the purposes therein expressed.

IN TESTIMONY WHEREOF I have hereunto subscribed my name and affixed my seal on the date last above written.

Jeanne Muir Deputy Clerk of Court
(DISTRICT COURT SEAL) in and for said County

COMPARED

Wayne Sawhill #7747 Filed for record the 21 day of November A.D. 1951 at 8:15 o'clock A.M.
To
Fee $ 1.20
Seldon J. Welch Wilma M. Wade, Recorder

PARTITION FENCE AGREEMENT

This agreement made this 20th day of November, A. D. 1951, between Wayne Sawhill, Party of the first part, and Seldon J. Welch, Party of the second part, WITNESSETH:

WHEREAS, the Party of the first part is the owner of a certain parcel of land described as follows, to-wit:

The Southeast Quarter (¼) of the Northwest Quarter (¼) Section Twenty-eight (28), Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5th.P.M., Madison County, Iowa,

and Party of the second part is the owner of a certain parcel of land adjoining thereto on the North side thereof, and described as follows, to-wit:

The North Half (½) of the Northwest Quarter (¼) Section Twenty-eight (28), Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5th P. M., Madison County, Iowa.

WHEREAS, the parties hereto are desirous of establishing a legal partition fence between their respective properties, and to agree as to the portion of said fence to be maintained by each of said parties.

NOW, THEREFORE, it is hereby agreed as follows:

1. That Party of the first part shall erect and maintain the East half of said fence, commencing at the Southeast corner of the North Half (½) of the Northwest Quarter (¼), running Westward along the line dividing the Northwest Quarter (¼) a distance of 40 rods, all in Section Twenty-eight (28), Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5th P. M., Madison County, Iowa.

2. That Party of the second part shall erect and maintain the West half of said fence, commencing at a point on the line dividing the Northwest Quarter (¼), 40 rods West of the Southeast corner of the North Half (½) of the Northwest Quarter (¼), and running Westward a distance of 40 rods along said line, to the mid point of the Northwest Quarter (¼), all in Section Twenty-eight (28), Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5th P. M., Madison County, Iowa.

3. It is further agreed that said fence shall be so erected and maintained so as to constitute a legal fence under the laws of the State of Iowa.

4. The burden and benefit of this agreement are intended, so far as may be, to attach and run with the said premises of the Party of the first part and the Party of the second part, respectively.

IN WITNESS WHEREOF, we have hereunto set our hands the day and year first above written.

Wayne Sawhill
Party of the first part
Seldon J. Welch
Party of the second part

STATE OF IOWA MADISON COUNTY)ss.

On this 20th day of November, A. D. 1951, before me, a Notary Public in and for Madison County, Iowa, personally appeared Wayne Sawhill and Seldon J. Welch, to me known to be the persons named in and who executed the foregoing instrument, and acknowledged that they and each of them executed the same as their voluntary act and deed.

NOTARIAL SEAL

C. R. Bentz, Jr. Notary Public
in and for Madison County, Iowa