shall be binding upon them, their grantees, executors, administrators, heirs, devisees, successors or assigns, and shall constitute and be construed as a covenant running with the said real estate.

IN WITNESS WHEREOF, we have hereunto affixed our signatures this 7th day of November, 1962.

E. M. Pomeroy
E. M. Pomeroy
Florence Pomeroy
Florence Pomeroy

Earl H. or E.H. Norman
E. H. Norman
Mina A. Norman
Mina Norman

STATE OF IOWA MADISON COUNTY) ss.

On this 7th day of November, A. D. 1962, before me, the undersigned, a Notary Public in and for said County, in said State, personally appeared E. M. Pomeroy and Florence Pomeroy, to me known to be the identical persons named in and who executed the within and foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

(Notarial Seal)

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

STATE OF IOWA Polk County) ss.

On this 8th day of November, A. D. 1962, before me, the undersigned, a Notary Public in and for said County, in said State, personally appeared E. H. Norman and Mina Norman, to me known to be the identical persons named in and who executed the within and foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

NOTARIAL SEAL

Leslie T. McElderry Notary Public
in and for Polk County, Iowa.

Minnie DeMar
To
Joseph Utsler & wife

#1454 ✓E.T.
Fee $2.50

Filed for record the 27 day of April A. D. 1963 at 9:00 o'clock A.M.
Mary E. Welty, Recorder
Shirley G. Henry, Deputy

FENCE AGREEMENT

WHEREAS, the undersigned Minnie DeMar is the owner of the real estate described as the Southwest Quarter of the Southeast Quarter of Section 30, in Township 75 North, Range 27 West of the 5th P.M. in Madison County, Iowa, and,

WHEREAS, the undersigned Joseph Utsler and Anne Utsler, husband and wife, are together the owners of the real estate described as the Northwest Quarter of the Northeast Quarter of Section 31, in Township 75 North, Range 27 West of the 5th P. M., in Madison County, Iowa, and,

WHEREAS, said two tracts of real estate adjoin each other and it is desirable and necessary that a lawful partition fence be maintained by the parties between said tracts, and,

who executed the above and foregoing instrument, and acknowledged that she executed the same as her voluntary act and deed.

NOTARIAL SEAL

Marguerite Gallery Notary Public in and for Madison County, Iowa

Mary E. Welty To Harry C. Eichner

#1756 VET Fee $ 2.50

Filed for record the 20 day of May A. D. 1963 at 4:00 o'clock P.M.

Mary E. Welty, Recorder

AGREEMENT FOR DIVISION OF PARTITION FENCE

WHEREAS, Mary E. Welty is the owner of the following described real estate, to-wit:

> The West Half (W½) of the Southeast Quarter (SE¼) and the East Half (E½) of the Southeast Quarter (SE¼) of the Southwest Quarter (SW¼) and a tract of land commencing at the Northwest corner of the Northeast Quarter (NE¼) of the Southeast Quarter (SE¼) and running thence East 37⅓ rods, thence South 64 rods, thence West 37⅓ rods, thence North 64 rods to the place of beginning; all in Section Fifteen (15), in Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa,

and WHEREAS, Harry C. Eichner is the owner of the following described real estate, to-wit:

> The Southeast Quarter (SE¼) of the Southeast Quarter (SE¼) and the East 21¼ acres of the Northeast Quarter (NE¼) of the Southeast Quarter (SE¼) and the South 3 3/4 acres of the West 18 3/4 acres of the Northeast Quarter (NE¼) of the Southeast Quarter (SE¼) and the South Half (S½) of 20 acres in a square form in the Southeast corner of the Northeast Quarter (NE¼) of Section Fifteen (15), in Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa,

and WHEREAS, the parties hereto are desirous of establishing of record the agreement for the division of the partition fence existing between them.

NOW THEREFORE IT IS AGREED by and between the parties hereto as follows, to-wit:

Commencing at the Southwest corner of the Southeast Quarter of the Southeast Quarter of Section Fifteen, Township Seventy-six North, Range Twenty-eight, West of the 5th P.M., Harry C. Eichner agrees to maintain the partition fence extending for a distance of 48 rods north. Mary E. Welty agrees to maintain the next 48 rods of said partition fence extending thence north. Harry C. Eichner agrees to maintain the 37⅓ rods partition fence extending thence east. Harry C. Eichner agrees to maintain the next 21 rods of partition fence extending thence north. From said point Mary E. Welty agrees to maintain the next 43 rods of said partition fence extending thence