W

AGREEMENT FOR DIVISION AND MAINTENANCE OF PARTITION FENCE

THIS AGREEMENT, entered into between MARIE BRANT, a single person, hereinafter called "Brant" and MIKE GARNER and Patricia Garner, husband and wife, hereinafter called "Garners", WITNESSETH:

Brant is the owner of the following-described real estate, to-wit:

> The North Half ($N\frac{1}{2}$) of the Northeast Quarter ($NE\frac{1}{4}$) of Section Thirty-one (31), Township Seventy-four (74) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa.

Garners are the owners of the following-described real estate, to-wit:

> An irregular-shaped tract in the Southeast Corner of the North Half ($N\frac{1}{2}$) of the Northwest Fractional Quarter (NW Fr.$\frac{1}{4}$) of Section Thirty-one (31), Township Seventy-four (74) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa;

with approximately 40 rods of partition fence between the Garner land and the Brant land.

IT IS AGREED that the parties shall own, build and maintain the partition fences separating their respective tracts as follows:

Brant is to own and maintain a tight fence on approximately the North 20 rods of said partition line down to the ditch located approximately at the middle of said partiton line, and Garner is to own and maintain a tight fence on the South 20 rods of said partition line including the ditch at approximately mid point of said partition line.

This agreement shall be construed as a covenant running with the land.

Dated this 22 day of Nov, 1983.

Marie Brant

Mike Garner

Patricia A Garner
Garner

Compared

968

FILED NO
BOOK 2 PAGE 36

1983 NOV 29 AM 10:51

MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee $6.00

IND. ✓
REC ✓
PAGE ✓

STATE OF IOWA :
: ss
MADISON COUNTY :

On this 22 day of November, 1983, before me, the undersigned, a Notary Public in and for said Sate, personally appeared

MARIE BRANT

to me known to be the identical person named in and who executed the foregoing instrument, and acknowledged that she executed the same as her voluntary act and deed.

Marie E. Brant

Joleen K. DeCarlo Notary Public in and for the State of Iowa

JOLEEN K. DECARLO MY COMMISSION EXPIRES 8/10/86

STATE OF IOWA :
: ss
MADISON COUNTY :

On this 25th day of November, 1983, before me, the undersigned, a Notary Public in and for said Sate, personally appeared

MIKE GARNER and Patricia GARNER

to me known to be the identical persons named in and who executed the foregoing instrument, and acknowledged that they executed the same as their voluntary act and deed.

Joleen K. DeCarlo

Notary Public in and for the State of Iowa

JOLEEN K. DECARLO MY COMMISSION EXPIRES 8/10/86