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Webster TOWNSHIP, Madison COUNTY

Compared

FILED NO. 787
BOOK 2 PAGE 42
1984 NOV 28 AM 10:59
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee $15.00

Orie Lowden
Complaining Party

411 Northeast Grant
Greenfield IA
Address 50849

vs.

ORDER OF FENCE VIEWERS

Rufus A. Ramsey
Responding Party

413 East Iowa
Greenfield IA
Address

Now on this 1 day of Oct, 1984, 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 Wester 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.)

fractional NW 1/4 SW 1/4 of Sect 6 Township 75N Range 29 West of 5th P.M. Madison County IA.

and

That the responding party is the owner of the following described real estate, to-wit: (Insert full legal description.)

fractional SW 1/4 of the NW 1/4 of Sect 6 Township 75N Range 29 West of 5th P.M. Madison Co. IA.

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 hereinafter 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 West ½ of fence

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:

East ½ of fence also agreed to erect a new fence next Spring 1985 or before

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

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

Completed by Spring of 1985

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

Recording Fees $ 15 — Copy Fees $ ____
Trustee Fees $ 60.— Clerk Fees $ 10.—

Complaining party shall pay $ 85.—, responding party shall pay $ 0.

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

Dated at Winterset, Iowa, this 26 day of Nov, 1984.

TOWNSHIP TRUSTEES ACTING AS FENCE VIEWERS

Larry A. Hughes
TRUSTEE

Carl E. Welch
TRUSTEE

TRUSTEE

(At least two Trustees must sign.)

Attest:

Earl P. Binns
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, Earl P. Binns, being first duly sworn on oath depose and state that I am the Township Clerk of Webster 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 26 Nov 1984; and that the foregoing Order is a true and correct copy of said Order as recorded in said Township book.

Earl P. Binns
Township Clerk

SEAL — COUNTY OF MADISON — DISTRICT COURT

Subscribed and sworn to before me by Earl P. Binns this 28th day of Nov., 1984.

Margaret N. Wheeler
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 for his or her records.)