FILED NO. 2694
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1986 JUN 19 PM 3:29
MARY E. WELTY
RECORDER
MADISON COUNTY, IOWA
Fee $5.00

FENCE AGREEMENT

THIS AGREEMENT made and entered into this 15th day of March, 1986, by and between JACK HAMMANS, hereinafter referred to as HAMMANS, and TERRY HARDISTY and KIMBERLIE HARDISTY, hereinafter referred to as HARDISTYS, WITNESSETH:

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

The Northeast Quarter (¼) of the Southwest Quarter (¼) of Section Thirty-five (35), in Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, and

WHEREAS, HAMMANS is the owner of the adjoining real estate of the south side and the east side of said forty (40) acre tract and the east 40 rods on the north side of said forty (40) acre tract, and

WHEREAS, the Parties hereto are desirous of establishing of record the division and maintenance of the partition fences existing between their respective tracts.

NOW THEREFORE IT IS AGREED by and between the parties as follows:

1. HAMMANS is the owner of and has the duty to maintain the following portions of the division fences, to-wit:

The west 40 rods of the south partition fence, the north 40 rods of the east partition fence, and the west 20 rods of the east 40 rods of the north partition fence.

2. HARDISTYS are the owners of and have the duty to maintain the following portions of the division fences, to-wit:

The east 40 rods of the south partition fence, the south 40 rods of the east partition fence, and the east 20 rods of the north 40 rods of said partition fence.

This Agreement is binding on the present parties and the successors and assigns.

Jack Hammans

Terry Hardisty

Kimberlie Hardisty

STATE OF IOWA : ss
MADISON COUNTY:

On this 22nd day of March, 1986, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Jack Hammans, Terry Hardisty and Kimberlie Hardisty 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.

Notary Public in and for the State of Iowa

SHIRLEY A. WEBSTER
MY COMMISSION EXPIRES
August 15, 1987