

Miscellaneous Record, No. 17, Madison County.

Filed for Record April 30th A.D. 1909 at 3.30 o'clock

George Hill Recorder
By Daisy Hill Deputy.Article of Agreement)
between) Article of)
John C. Sawhill &) Agreement)

60

#387

This agreement, made and entered into this 14th day of April A.D. 1909, by and between John C. Sawhill and Samuel G. Hoeness, both of Madison County, Iowa, witnesseth: That the said John C. Sawhill being the owner of the South West Quarter (¼) of the North West Quarter (¼), and the said Samuel G. Hoeness being the owner of the North West Quarter (¼) of the North West Quarter (¼), all in Section twenty four (24), in Township seventy six (76) North, of range twenty nine (29), west of the 5th P.M., Iowa, have agreed for themselves, their grantees, devisees, legatees, and all persons claiming by, through, or under them, to erect and hereafter maintain a hog and sheep tight fence between their two said tracts of land, said fence to be of woven wire at least thirty two (32) inches high, and on top of this three strands of barbed wire; said fence to be built in a good substantial manner, and hereafter to be maintained in good condition, hog and sheep tight; the said Sawhill, his grantees, devisees, and those claiming by, through, and under him shall maintain the west half of said fence, and the said Hoeness, his grantees, devisees, and those claiming by, through, and under him, shall maintain the east half of said fence.

It is the agreement and understanding that this contract and agreement shall run with the land, and be binding upon owners thereof hereafter to the same extent as it is binding upon the immediate parties hereto, and the maintenance of said fence according to this agreement is hereby made a lien and charge upon the respective tracts of land. And the wives of the parties consent to this agreement.

Signed this April 14th 1909.

Mrs. Flora L. Sawhill.
Mrs. Mable Hoeness

John C. Sawhill.
Samuel G. Hoeness.

State of Iowa Madison County SS:

On this 14th day of April A.D. 1909, before the undersigned a Notary Public in and for said County and State, personally appeared John C. Sawhill and Samuel G. Hoeness, and Mabel Hoeness, wife of Samuel G. Hoeness, each to me personally known to be one of the identical parties who signed the foregoing instrument, and each acknowledged the execution thereof to be his and her voluntary act for the purposes therein expressed. Witness my hand and Notarial Seal the date last above written.

W.S. Cooper Notary Public
in and for Madison County Iowa.

NOTARIAL
SEAL

State of Iowa Madison County SS:

On this 30th day of April A.D. 1909, before me W.S. Cooper a Notary Public within and for said County personally came Flora L. Sawhill wife of John C. Sawhill personally to me known to be the identical person whose name is affixed to the above instrument as grantor and severally acknowledged the execution of the same to be her voluntary act and deed for the purposes therein expressed. WITNESS my hand and official seal the date last above written.

W.S. Cooper Notary Public
Madison County, Iowa.

NOTARIAL
SEAL