

Miscellaneous Record No 22 Madison County Iowa

John E. Schwaner

#2431

Filed for record the 28 day of March  
A.D. 1939 at 2:35 o'clock P.M.  
Pearl E. Shetterly, Recorder.

To

Fee \$ .50

Roy L. Dawson

AGREEMENT FOR PARTY WATER LINE

THIS AGREEMENT, Made and entered into this 27th day of June, 1938, by and between John Schwaner, party of the first part, and Roy L. Dawson, party of the second part, witnesseth:

WHEREAS , the party of the first part is at the present time the owner of the building known as the Schwaner building, said building being located on the middle one-third of Lot Four (4), Block Twenty-five (25), of the Original Town of Winterset, Iowa, and

WHEREAS, the party of the second part is at the present time the owner of the North Fourteen (14) Feet in width of the West Thirty-three (33) Feet in width of the South Fifty-six (56) Feet in width of Lot Four (4), Block Twenty-five (25), Original Town of Winterset, Iowa, and

WHEREAS, the party of the second part is desirous of purchasing an interest in the water line from the street running east and west, north of the said Schwaner building, running through the said Schwaner building to the east side of the tract of real estate owned by the party of the second part.

NOW THEREFORE, the party of the first part, for and in consideration of the sum of \$35.00, in hand paid by the party of the second part, does hereby GRANT, BARGAIN, SELL and CONVEY unto the party of the second part an undivided one-half interest in said water line running from the street north of the said Schwaner building through the said Schwaner building to the east line of the tract of real estate hereinbefore described owned by the party of the second part, together with an easement for the maintenance and repair of said water line.

It is further agreed by and between the parties hereto that any expenses in connection with the repairing or replacing of said water line shall be borne equally by the parties hereto, their successors and assigns.

This agreement shall be binding on the heirs, representatives and assigns of each of the parties hereto.

John E. Schwaner      Party of the First Part  
Roy L. Dawson        Party of the Second Part.

STATE OF IOWA, MADISON COUNTY )SS:

On this 27 day of June, A.D. 1938, before me, the undersigned, a Deputy Clerk of District Court within and for Madison County, State of Iowa, personally came John Schwaner and Roy L. Dawson, personally to me known to be the identical persons whose names are affixed to the above instrument as grantors, and acknowledged the execution of the same to be their voluntary act and deed for the purposes therein expressed.

*Received of Roy Dawson (2000)  
Twenty five Dollars. for 1/2 interest  
in house connecting his & Schwaner  
Building. Same execution as water contract  
in regard to upkeep - John Schwaner  
Roy Dawson*

*3/8 1941*

*Pearl E. Shetterly*

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In Testimony Whereof, I have hereunto subscribed my name and affixed my seal on the date last above written,

(District Court Seal)

COMPARED

Rex V. Johnson  
Deputy Clerk of District Court in and for Madison  
County, Iowa.

Farm Credit Administration