



Document 2012 3322

Book 2012 Page 3322 Type 06 013 Pages 3

Date 11/02/2012 Time 3:52 PM

Rec Amt \$17.00

INDX ✓
ANNO
SCAN

LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA

CHEK

Prepared by: Jerrold B. Oliver, POB 230, Winterset, IA 50273 515/462-3731

Return to: Jerrold B. Oliver, POB 230, Winterset, IA 50273 515/462-3731

FENCE AGREEMENT

This Agreement made and entered into by and between Norwin Cummings and Joyce Cummings, Husband and Wife, Christopher Cummings and Lori Cummings, Husband and Wife, Sandra Cummings, Single and Russell Cummings, Single, and Danny J. Allen and Sonia B. Allen, Husband and Wife.

WHEREAS, Norwin Cummings and Joyce Cummings are the owners of Lots Two (2) and Four (4) of Cummings Park, Plat No. 1 Subdivision, located in Section Nineteen (19), Township Seventy-four (74) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, hereinafter referred to as Cummings Park, Plat No. 1 Subdivision AND Parcel "B" located in said Northeast Quarter (¼) as shown in Book 2012, Page 725 of the Office of the Madison County Recorder.

WHEREAS, Christopher Cummings and Lori Cummings are the owners of Lot Three (3) of Cummings Park, Plat No. 1 Subdivision, located in Section Nineteen (19), Township Seventy-four (74) North, Range Twenty-Six (26) West of the 5th P.M., Madison County, Iowa, hereinafter referred to as Cummings Park, Plat No. 1 Subdivision.

WHEREAS, Sandra Cummings and Russell Cummings are the owners of Lot One (1) of Cummings Park, Plat No. 1 Subdivision, located in Section Nineteen (19), Township Seventy-four (74) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, hereinafter referred to as Cummings Park, Plat No. 1 Subdivision.

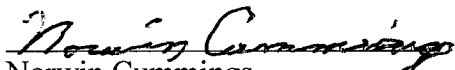
WHEREAS, Danny J. Allen and Sonia B. Allen are purchasing the Northeast Quarter (¼) of Section Nineteen (19), Township Seventy-four (74) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, EXCEPT Lots One (1) through Four (4) of Cummings Park, Plat No. 1 Subdivision; AND EXCEPT Parcel "B" located in said Northeast Quarter (¼) as shown in Book 2012, Page 725 of the Office of the Madison County Recorder.

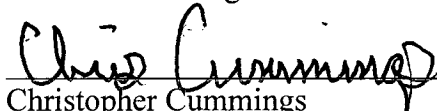
WHEREAS, the parties desire to enter into this Agreement to provide for the erection, maintenance and repair of fences located on the boundary line between Lots One (1) through Four (4), Parcel "B" and the above described real estate being purchased by Allens.

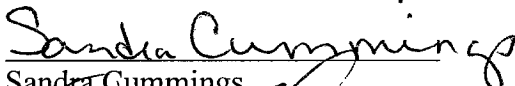
NOW THEREFORE, it is agreed as follows:

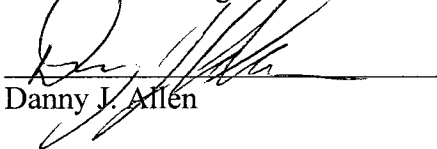
1. Norwin Cummings and Joyce Cummings hereby agree to erect, maintain, keep in repair a lawful fence as defined by the Code of Iowa located or to be located on the West boundary line of Lots Two (2) and Four (4) of Cummings Park, Plat No. 1 Subdivision and Parcel "B" described above. Norwin Cummins and Joyce Cummings also agree to erect, maintain, keep in repair the fence located or to be located on the West and South boundary lines of Parcel "B" such fences shall be erected by April 4, 2014.
2. Christopher Cummings and Lori Cummings agree to erect, maintain, keep in repair a lawful fence as defined by the Code of Iowa located or to be located on the West boundary line of Lot Three (3) of Cummings Park, Plat No. 1 Subdivision.
3. Sandra Cummings and Russell Cummings agree to erect, maintain, keep in repair a lawful fence as defined by the Code of Iowa located or to be located on the West boundary line of Lot One (1) of Cummings Park, Plat No. 1 Subdivision.
4. This Agreement shall be binding upon the parties, their heirs, successors and assigns.

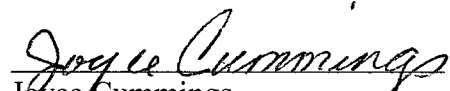
Dated this 1st day of November, 2012.

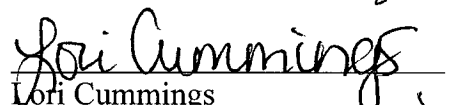

Norwin Cummings

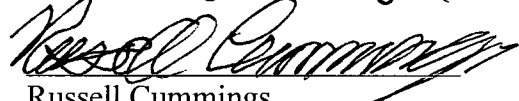

Christopher Cummings

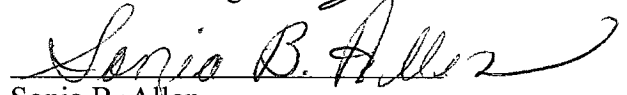

Sandra Cummings


Danny J. Allen


Joyce Cummings

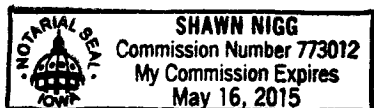

Lori Cummings


Russell Cummings


Sonia B. Allen

STATE OF IOWA, COUNTY OF MADISON

This instrument was acknowledged before me on this 1st day of November, 2012,
by Norwin Cummings and Joyce Cummings.



[Signature]
Notary Public in and for said State

STATE OF IOWA, COUNTY OF MADISON

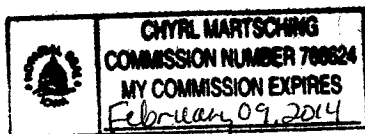
This instrument was acknowledged before me on this 1st day of November, 2012,
by Christopher Cummings and Lori Cummings.



[Signature]
Notary Public in and for said State

STATE OF IOWA, COUNTY OF MADISON

This instrument was acknowledged before me on this 1 day of November, 2012,
by Sandra Cummings.



[Signature]
Notary Public in and for said State

STATE OF IOWA, COUNTY OF MADISON

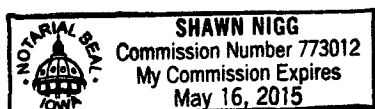
This instrument was acknowledged before me on this 1st day of November, 2012,
by Russell Cummings.



[Signature]
Notary Public in and for said State

STATE OF IOWA, COUNTY OF MADISON

This instrument was acknowledged before me on this 1st day of November, 2012,
by Danny J. Allen and Sonia B. Allen.



[Signature]
Notary Public in and for said State