

Township

County, Iowa

**WRITTEN ORDER CONCERNING PARTITION  
FENCE COMPLAINT**

**To:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**(Complaining Landowner)**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**(Adjoining Landowner)**

**This ruling concerns the following two adjoining parcels of real estate:**

**Real estate owned by complaining landowner:**

\_\_\_\_\_  
\_\_\_\_\_  
**Section \_\_\_\_\_, Township \_\_\_\_\_, Range \_\_\_\_\_, \_\_\_\_\_,**  
**County, Iowa.**

**Real estate owned by adjacent landowner:**

\_\_\_\_\_  
\_\_\_\_\_  
**Section \_\_\_\_\_, Township \_\_\_\_\_, Range \_\_\_\_\_, \_\_\_\_\_,**  
**County, Iowa.**

In response to a complaint made by the above-listed complaining landowner, the Township Trustees, acting as fence viewers, held a meeting on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, pursuant to Iowa Code § 359A.3.

The Trustees, after providing all parties in interest with due notice of at least five (5) days or accepting waiver of same, after inspection of the property and fences and being fully advised in the premises, hereby issue the following written order, pursuant to Iowa Code § 359A. 4:

Each of you are hereby notified that the complaining landowner, and all of said landowner's grantees, transferees, assignees and/or successors in interest, will be responsible for erection, maintenance, rebuilding, trimming or cutting back, or repairing of the following stated portions of the partition between the above-listed properties: \_\_\_\_\_

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Each of you are hereby notified that the adjoining landowner, and all of said landowner's grantees, transferees, assignees and/or successors in interest, will be responsible for erection, maintenance, rebuilding, trimming or cutting back, or repairing of the following stated portions of the partition between the above-listed properties: \_\_\_\_\_

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Each of you are hereby notified that the below-listed landowner(s) shall be responsible for taking the following action:

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It is estimated that the approximate cost of said erection and/or repairs is \$\_\_\_\_\_.

The costs and fees to be paid upon the entry of this order are as follows:

\$\_\_\_\_\_ Clerk Fees  
\$\_\_\_\_\_ - Trustee Fees  
\$\_\_\_\_\_ - Service/Recording Fees  
\$\_\_\_\_\_ - Copy Fees  
\$\_\_\_\_\_ - **Total**

The Complaining Landowner shall pay \$\_\_\_\_\_.

The Adjoining Landowner shall pay \$\_\_\_\_\_.

Each of you are hereby notified that the above-stated action must be satisfactorily completed by the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_. If the above-stated action is not satisfactorily completed within thirty (30) days of said date, then the Township trustees shall direct that said action be performed by a third party or parties. The complaining

landowner will be required to pay the costs of said action to the Township Clerk before the Township Trustees shall direct that said action be performed by a third party or parties and the adjoining landowner will be responsible for payment of the costs of having said action performed by a third party or parties, the and costs for the services of the Township Trustees and the Township Clerk. If the adjoining landowner does not pay these costs and/or expenses, in full, to the \_\_\_\_\_ County Treasurer within ten (10) days of the date these costs are ascertained, then these costs and/or expenses shall be added to the real estate taxes for the above-listed real estate of the adjoining landowner, pursuant to Iowa Code § 359A.6.

Each of you are hereby notified that if you intend to appeal this written order, then you must file a written notice of appeal and file the appropriate appeal bond with the Clerk of Court for the Iowa District Court for \_\_\_\_\_ County within twenty (20) days after the date of this order, pursuant to Iowa Code § 359A. 23:

Dated this \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
Trustee - \_\_\_\_\_ Township  
\_\_\_\_\_ County, Iowa

\_\_\_\_\_  
Trustee - \_\_\_\_\_ Township  
\_\_\_\_\_ County, Iowa

\_\_\_\_\_  
Trustee - \_\_\_\_\_ Township  
\_\_\_\_\_ County, Iowa

Attest:

\_\_\_\_\_  
Clerk - \_\_\_\_\_ Township  
\_\_\_\_\_ County, Iowa

STATE OF IOWA, COUNTY OF \_\_\_\_\_, SS:

On this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, before me, the undersigned, a Notary Public in and for said State, personally appeared \_\_\_\_\_, \_\_\_\_\_, and \_\_\_\_\_, 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

STATE OF IOWA; COUNTY OF \_\_\_\_\_, SS:

I, \_\_\_\_\_, being first duly sworn on oath depose and state that I am the Township Clerk of \_\_\_\_\_ Township, \_\_\_\_\_ County, Iowa; that I do hereby certify that the foregoing Written Order Concerning Partition Fence Complaint was recorded in the Township book on the \_\_\_\_ day of \_\_\_\_\_, 200\_\_\_\_; and that the foregoing Order is a true and correct copy of said Order as recorded in said Township book.

\_\_\_\_\_  
Clerk - \_\_\_\_\_ Township  
\_\_\_\_\_ County, Iowa

Subscribed and sworn to before me by \_\_\_\_\_, on this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
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.)