

## **Common Property Fence Line Agreement and Maintenance**

This agreement dated \_\_\_\_\_ by and between \_\_\_\_\_ of \_\_\_\_\_ ("First Party") and \_\_\_\_\_ of \_\_\_\_\_ ("Second Party").

Whereas:

1. First Party is the owner of the property described as \_\_\_\_\_ ("First Party's Property");
2. Second Party is the owner of the property described as \_\_\_\_\_ ("Second Party's Property");
3. First Party and Second Party wish to erect a fence between their respective properties;

NOW in consideration of mutual covenants and conditions hereinafter set forth and for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledge, the parties agree as follows:

1. The Parties agree to erect a fence along the boundary line between First Party's Property and Second Party's Property.
2. The parties agree that the cost of the fence, maintenance, upkeep and repairs of the fence shall be paid for by \_\_\_\_ First Party \_\_\_\_ Second Party \_\_\_\_ split equally between First Party and Second Party. Each party agrees to maintain their property on their side of the fence.
3. This agreement shall inure to the benefit of and be binding upon the respective heirs, executors, administrators, and assigns of each of the parties hereto and shall continue in effect until released by mutual agreement of the common property owners of said fence that this agreement is no longer required.

This Fence Line Agreement by the following property owners, gives permission to construct a wall or fence on or over the common property line without restrictions and maintain as described above.

IN WITNESS WHEREOF this Agreement has been executed by the parties hereto as of the date above.

\_\_\_\_\_  
First Party

\_\_\_\_\_  
Witness

\_\_\_\_\_  
First Party

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Second Party

\_\_\_\_\_  
Witness

\_\_\_\_\_  
Second Party

\_\_\_\_\_  
Witness

This form is provided for convenience of the parties and we make no representations as to the adequacy of said agreement other than for the zoning approval process. Please seek the advice of an attorney for more complicated situations.