

# 2010 All-American Results

*Sponsored by the Percheron Horse Association of America and The Draft Horse Journal*

## Filly Foals



**All-American**  
**Kerwin's Cora 306558**

Bred & exhibited by Jim Kerwin, Schoolcraft, MI. Lynn Cassels Caldwell Photo.



**Reserve All-American**  
**W.C.'s Figi 306645**

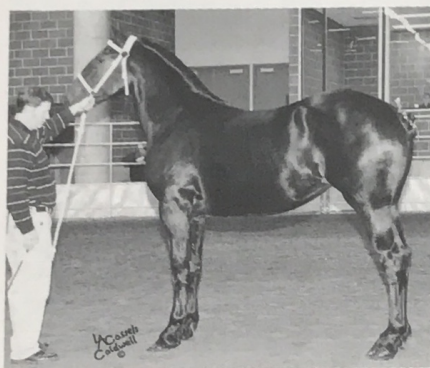
Bred & exhibited by Billy A. Hodges, Valley Head, AL. Stan Phaneuf Photo.

## Yearling Mares



**All-American**  
**Mill Creek Valley's Cameo 306034**

Bred & exhibited by Mill Creek Valley Percherons, David M. & Jerry L. Chandler, Fillmore, IN. Windward Graffix Photo.



**Reserve All-American**  
**Pennwoods Revlon 305675**

Bred & exhibited by Pennwoods Percherons, Centre Hall, PA. Lynn Cassels Caldwell Photo.

## Two-Year-Old Mares



**All-American**  
**BP Glamorous 304711 42650 Can**

Bred by Beth Burger & Family, Willard, OH. Exhibited by David Anderson, Aurora, ON, Canada



**Reserve All-American**  
**Belle View Rihanna 305554**

Bred & exhibited by Doyle Dingman, Bellevue, MI. Stan Phaneuf Photo.

**1st Honorable Mention**-Windermere Elegance 306909, bred & exhibited by Windermere Farms, Spring Mills, PA. **2nd Honorable Mention**-Pennwoods Jetavana 306671, bred & exhibited by Pennwoods Percherons, Centre Hall, PA. **5th**-Sanders Georgia 306806, bred & exhibited by K. Scot & Janet Sanders, Platteville, WI. **6th**-Jaeger's Olivia 306419, bred & exhibited by Duane C. &/or Sandra S. &/or Mike S. &/or Tricia G. Jaeger, Charles City, IA. **7th**-B.G.'s Flashing The Jazz 306654, bred & exhibited by Brenda Grant, North Platte, NE. **8th**-Janssen Farm's Kara 306764, bred & exhibited by Dale & Shelly Janssen, Clarksville, IA. **9th**-GSF Willow 306756, bred & exhibited by George L. Sandstrom, Burlington, WI. **10th**-Utopia's Anticipation 306511, bred by Brian Lynch, Goshen, CT. Exhibited by Brian & Stacie Lynch, Goshen, CT. **11th**-JC Bonnie's Caroline 306754, bred by Leroy & Carolyn Gray, Fairbank, IA. Exhibited by John &/or Caroline Detweiler, St. Louis, MO. **12th**-Windermere Cecelia 306810, bred & exhibited by Windermere Farms, Spring Mills, PA. **13th**-Heier's Joy 306739, bred & exhibited by James &/or Stephanie Heier, Denmark, WI. **14th**-Red Oak Fantasia 306808, bred by Wishe A. Bush Thompson, Roosevelt, NY. Exhibited by Trippcrest Farm, LLC, Harrison, ME. **15th**-B&C Duchess 306703, bred & exhibited by Brad & Cindy Messersmith, New Hampton, IA. **16th**-DLF Shimmer 307110, bred by Tyrel & Amy Frey, Kent City, MI. Exhibited by Nihil & Char VanderHoning, Sand Lake, MI. **17th**-Richwood's Mercedes 306880, bred & exhibited by Gary &/or Sue &/or Patrick Nampel, Watertown, WI. **17th tie**-Richwood's Porche 306881, bred & exhibited by Gary or Sue Nampel, Watertown, WI.

**1st Honorable Mention**-L.D.'s Leg. Quinn 306354 42642 Can, bred by James A. &/or Peggy Day, Bradgate, IA. Exhibited by David H. Anderson, Aurora, ON Canada. **2nd Honorable Mention**-All-Star's Victoria 306098, bred & exhibited by Nick & Cherie Wagner, Wayne, OH. **3rd Honorable Mention**-Janssen Farm's Jewel 305532, bred & exhibited by Dale R. Janssen, Clarksville, IA. **6th**-Glenview High Altitude 306839, bred by Linda Schouten Klinger, Glenwood City, WI. Exhibited by Glenview Farms, Glenwood City, WI. **7th**-D & D's Jasmine 305448, bred & exhibited by David R. Bontrager, Shipshewana, IN. **8th**-Windermere Design 305604, bred & exhibited by Windermere Farms, Spring Mills, PA. **9th**-Heier's Ireland 305400, bred & exhibited by Dr. James & Stephanie Heier, Denmark, WI. **10th**-Trippcrest Prestige Bridget 305496, bred & exhibited by Trippcrest Farm LLC, Harrison, ME. **11th**-Ridgeview Herman's Haley 306398, bred & exhibited by Floyd & Rita Terrebonne, Norwalk, WI. **12th**-Plum Creek's Fire Fly 306424, bred & exhibited by Plum Creek Percherons, David & Renee Brown, Pearl City, IL. **13th**-Someday Acres Peyton 306484, bred & exhibited by Sandy L. Miller, Chatfield, MN. **14th**-Baldwin Farms Irish Lass 306629, bred & exhibited by Parnell R. Baldwin, Kearney, MO. **15th**-Pimentel's Supreme Colleen 306733, bred by Hardy Farms, Saranac, MI. Exhibited by Central Valley Percherons, Clovis, CA. **16th**-Smith Hill Emmy's Kat 307040, bred & exhibited by Margaret B. Smith &/or Raymond Lantz, New Windsor, MD.

**1st Honorable Mention**-Rose Hill Oki 42023 Can., bred & exhibited by Gordon & Shannon Ruzicka, Viking, AB, Canada. **2nd Honorable Mention**-Emmy Lou 304290 41958 Can., bred by Melissa DeLoff, Spring Mills, PA. Exhibited by Windermere Farms, Spring Mills, PA. **3rd Honorable Mention**-Four Winds Farm Fusion 305565, bred by Four Winds Farm, H. R. & Judy T. Stiefel, Denton, NE. Exhibited by Four Winds Farm, H. R. & Judy T. Stiefel & Pennwoods Percherons, Centre Hall, PA. **6th**-Black Hollow Heidi 304831, bred by Lee M. &/or Marian Johnson, Mitchell, NE. Exhibited by Freeman Yoder, Plum City, WI. **7th**-Windermere Victory 304093 41928 Can., bred by Windermere Farms, Spring Mills, PA. Exhibited by Jeffrey & Mona Fiske, Kentville, NS, Canada. **8th**-Daleview Charlotte 304856, bred by Richard D. Lee, Hilbert, WI. Exhibited by Daleview Percherons, LLC, Hilbert, WI. **9th**-Windermere Mia 304305, bred & exhibited by Windermere Farms, Spring Mills, PA. **10th**-Sanders Lillian 304932, bred & exhibited by K. Scot & Janet Sanders, Platteville, WI. **11th**-Heier's Haylea 304001, bred & exhibited by Heier Farms, James & Stephanie Heier, Denmark, WI. **12th**-Fantasia 304554, bred & exhibited by Kenneth E. Draheim, New Holstein, WI. **13th**-Baldwin Farms Raona 305232, bred & exhibited by Parnell R. Baldwin, Kearney, MO. **14th**-Baldwin Farms Camile 305233, bred & exhibited by Parnell R. Baldwin, Kearney, MO. **15th**-Country Heir Gabby 304232, bred & exhibited by Candy L. Reysen & Roger O. Uttech, Kewaskum, WI. **16th**-G.T.'s Madonna 304325, bred by Leroy &/or Carolyn Gray, Fairbank, IA. Exhibited by Central Valley Percherons, Clovis, CA. **17th tie**-Blackmist Prince's Surprise 304680, bred & exhibited by Tonya Scholl, Halifax, PA. **17th tie**-Lammers Farm I'm A Doll 304682, bred & exhibited by Keith G. Lammers, LeSueur, MN.



# 2010 All-American Results

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**Three-Year-Old Mares**

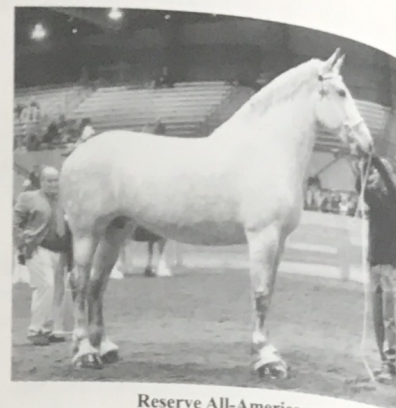
**Yeld Mare, Four Years & Over**



**All-American**  
**Blue Ribbon Farms Unique 301658**  
Bred by Albert L. or Karen Cleve, Farmington, MO.  
Exhibited by Blue Ribbon Days, Farmington, MO.



**All-American**  
**Windermere's Deidra 295717**  
Bred & exhibited by Windermere Farms, Spring Mills, PA. Ken Siems Photo.



**Reserve All-American**  
**River Oak Miss Sapphire 288495 42713 Can**  
Bred by Harold & Kate Blackburn, Columbus, WI.  
Exhibited by David H. Anderson, Aurora, ON, Canada.  
Ken Siems Photo.



**Reserve All-American**  
**Pennwoods Nirvanah 303536**  
Bred by Pennwoods Percherons, Centre Hall, PA.  
Exhibited by Glen Smith & Dr. John McKnight, Meaford, ON, Canada.

**1st Honorable Mention-G.T.'s Lexi 302431 42017 Can.**, bred by Leroy & Carolyn Gray, Fairbank IA. Exhibited by David Anderson, Aurora, ON, Canada.

**2nd Honorable Mention-R.R.A.'s Valintine 302733**, bred & exhibited by Windermere Farms, Spring Mills, PA. **5th-Flat Rocks Rachael 303588**, bred by Gregory J. Rowe, Bellevue, OH. Exhibited by Yode Equine Stables, Freeman Yoder, Plum City, WI. **6th-Windermere's Rosie 302793**, bred & exhibited by Windermere Farms, Spring Mills, PA. **7th-HF Hunter's Carmen 302911**, bred by Hardy Farms, Saranac, MI. Exhibited by Judith Josephson, Clear Lake, WI. **8th-Winter Hill Black Daliah 302868**, bred by Winter Hill Farm, Peter & Nancy Saglio, Hebron, CT. Exhibited by Peter Saglio, Hebron, CT. **9th-Lola's Flirtation 302502**, bred & exhibited by Lori E. Stewart, Franklin, WI. **10th tie-**

**Ferr-Ever Fancy's Quin 302964**, bred by Steve & Kathy Ferrasci, Clovis, CA. Exhibited by Central Valley Percherons, Clovis, CA. **10th tie-JSC's Annie 302503**, bred & exhibited by Susan Crocker, Grant Park, IL.

**1st Honorable Mention-DBK Tabby 291148**, bred by Robert & Barbara Dygert, Elma, NY. Exhibited by Blue Ribbon Days, Farmington, MO. **2nd Honorable Mention-Riverview Cassidy 300242**, bred by Riverview Farms, Neil Markusen, Mountain, WI. Exhibited by Trippcrest Farm LLC, Harrison, ME. **3rd Honorable Mention-Windermere's Camilla 300587 42657 Can.**, bred by Windermere Farms, Spring Mills, PA. Exhibited by David H. Anderson, Aurora, ON, Canada. **6th-Daleview Sharon 283265**, bred by Richard D. Lee, Hilbert, WI. Exhibited by Daleview Percherons LLC, Hilbert, WI. **7th-Robinlawn's King's Crystal 295266**, bred by Nancy Salo & Dawn Hirsch, Otsego, MI. Exhibited by Trippcrest Farm, LLC, Harrison, ME. **8th-Rocket's All-Star Classy 300332**, bred by Nick & Cherie Wagner, Wayne, OH. Exhibited by Doyle & Renee Dingman, Bellevue, MI. **9th-Trailcross Patricia Laet 294257**, bred by Gary D. Wilmore, Charlotte, MI.

## Percheron Stud Service

### HF Hunter's Zeek



*Foaled 1-30-2009, sired by Crawford Farm's Hunter, out of Thunder's Joy, Full sister to HF Thunder's Supreme. Live cover only \$350, \$4.00 a day mare care.*

*Standing at:*

**Jonas Ebersol**  
Strasburg, PA

**Phone**

**717-687-9484**



# 2010 All-American Results

Sponsored by the Percheron Horse Association of America and The Draft Horse Journal  
Brood Mare, Four Years & Over Stallion Foals



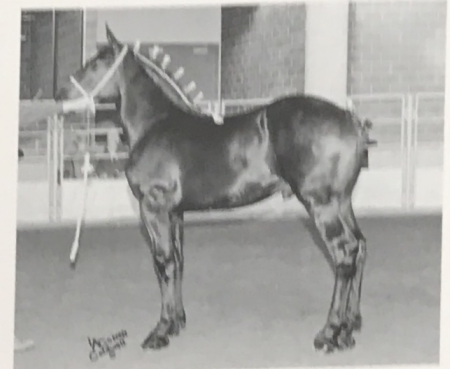
**All-American**  
**L.D.'s Shiawasee Noel 301364**

Bred by James &/or Peggy Day, Bradgate, IA. Exhibited by Blue Ribbon Days, Farmington, MO.



**Reserve All-American**  
**Windermere's Glamour Girl 296779**

Bred & exhibited by Windermere Farms, Spring Mills, PA. Lynn Cassels Caldwell Photo.



**All-American**  
**Eagle Creek High Roller 306614**

Bred & exhibited by Barbara J. Watson, Montpelier, OH. Lynn Cassels Caldwell Photo.

**1st Honorable Mention**-Nathan's Lady Lyn 297091, bred by Benjamin Graber, Fort Wayne, IN. Exhibited by Windermere Farms, Spring Mills, PA. **2nd Honorable Mention**-Rooks Golden Diamond 292270, bred by Richard A. Rook, Butler, OH. Exhibited by Tripperest Farm, LLC, Harrison, ME. **3rd Honorable Mention**-Windermere's Pure Perfect 287046 41735 Can, bred by Windermere Farms, Spring Mills, PA. Exhibited by David H. Anderson, Aurora, ON, Canada. **4th Honorable Mention**-Rocket's All-Star Lacey 300334, bred & exhibited by Nick or Cherie Wagner, Wayne, OH. **7th**-Windermere's Desire 284523, bred by Gerald L. &/or Cindy Allebach, Spring Mills, PA. Exhibited by Windermere Farms, Spring Mills, PA. **8th**-Windermere's Black Velvet 288423, bred & exhibited by Windermere Farms, Spring Mills, PA. **9th**-Lane's End Lynette 290788, bred by Robert Detweiler, Oelwein, IA. Exhibited by Ames Percheron Farm, Inc., Jordan, MN. **10th**-Windermere's Show Girl 289163, bred by Windermere Farms, Spring Mills, PA. Exhibited by Heier Farms, James or Stephanie Heier, Denmark, WI. **11th**-Rosedale's Bethany 291619 40096 Can.,

bred by George S. Kauffman, Arthur, IL. Exhibited by Darryl Kealey, Wakefield, QC, Canada. **12th**-Serenity's Starlight Faith 293659, bred by W. D. &/or Cary Smith, Alma, MI. Exhibited by Heier Farms and Farmington Express, Denmark, WI. **13th**-G.T.'s Jeanette 297917, bred by Leroy & Carolyn Gray, Fairbank, IA. Exhibited by John & Caroline Detweiler, St. Louis, MO. **14th**-G.T.'s Hailey 295012, bred by Leroy & Carolyn Gray, Fairbank, IA. Exhibited by Tripperest Farm LLC, Harrison, ME. **15th**-PF Rose 300229, bred & exhibited by Joel & Anne Clary, Fond du Lac, WI. **16th**-Blooming Grove Courtney 299970 42542 Can., bred by Dorn B. Wise, Pulaski, TN. Exhibited by Jeffrey & Mona Fiske, Kentville, NS, Canada. **17th**-G.T.'s Crystal's Charm 284219, bred by Leroy & Carolyn Gray, Fairbank, IA. Exhibited by Scot & Janet Sanders, Platteville, WI. **18th**-Spring Mount's Miss America 300963, bred by David & Linda Hershey & Family, Warriors Mark, PA. Exhibited by Tonya K. & Linda Scholl, Halifax, PA. **19th**-Platte Valley's Ruffian Rose 285454, bred & exhibited by Kerry &/or Heidi Trautman, Overton, NE.



**Reserve All-American**  
**Pennwoods Revelry 306581**

Bred by Pennwood Percherons, Centre Hall, PA. Exhibited by Brian & Stacie Lynch, Goshen, CT. Stacie C. Lynch Photo.

**1st Honorable Mention**-L.D.'s Shiawasee Redemption 306692, bred by James A. &/or Peggy Day, Bradgate, IA. Exhibited by Blue Ribbon Days, Bradgate, IA. **2nd Honorable Mention**-Glenview Ben 306769, bred by Leroy &/or Carolyn Gray, Fairbank, IA. Exhibited by Glenview Percherons, Glenwood City, WI. **5th**-Anderson's Rockstar 29007 Can., bred & exhibited by David H. Anderson, Aurora, ON, Canada. **6th**-Black Rose Prince's Pistol 306495, bred & exhibited by Christopher &/or Theresa Reysen, Adell, WI. **7th**-Mill Creek Valley's Camaro 306921, bred by Mill Creek Valley Percherons, David M. &/or Jerry Chandler, Stilesville, IN. Exhibited by Windermere Farms, Spring Mills, PA. **8th**-Jaeger's High Octane 306235, bred & exhibited by Duane C. &/or Sandra S. &/or Mike S. &/or Tricia G. Jaeger, Charles City, IA. **9th**-Lakeshore Handsome Honsi 306789, bred & exhibited by Larry Honsberger, Elmore, OH. **10th**-DLF Licentious 306778, bred & exhibited by Brooke VanderHoning, Sand Lake, MI. **11th**-B & C Commander 306589, bred & exhibited by Brad & Cindy Messersmith, New Hampton, IA. **12th**-Kerwin's Max's Blue Rocket 306426, bred & exhibited by Jim Kerwin, Schoolcraft, MI. **13th**-Country Heir Kashton 306578, bred & exhibited by Candy Reysen & Roger Uttech, Kewaskum, WI. **14th**-Tripperest King James 306715, bred & exhibited by Tripperest Farm LLC, Harrison, ME. **15th**-Thunder Hill Dictator 29014 Can., bred & exhibited by Jeffrey & Mona Fiske, Kentville, NS, Canada. **16th**-JC Admist The Chaos 306590, bred & exhibited by John & Caroline Detweiler, St. Louis, MO. **17th tie**-Heier's Jon-Alan 306617, bred & exhibited by James & Stephanie Heier, Denmark, WI. **17th tie**-Smith Hill Last Phantom Joe 307111, bred by G. Neil Parish, New Windsor, MD. Exhibited by Smith Hill Farms, New Windsor, MD.

## Mount Olivet Percherons

*Expecting March 2011  
foal sired by  
Windermere's North American Maid*

**H. Lee Brown**

265 Mt. Olivet Road - Oxford, PA 19363

484-614-6113

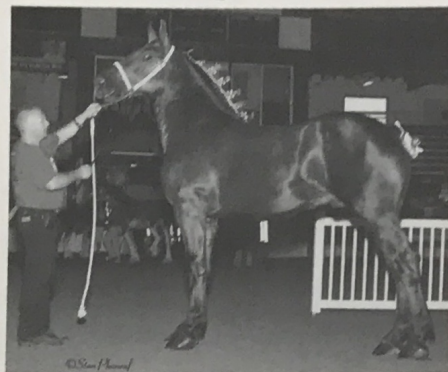
email: draftsandmulesrus@yahoo.com



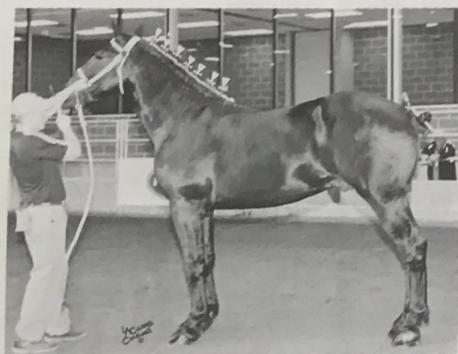
# 2010 All-American Results

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## Yearling Stallions



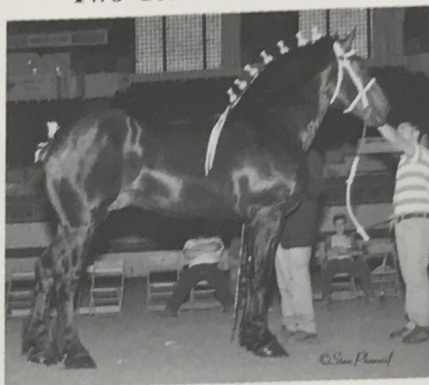
**All-American**  
**Windermere's Adrenalin 305454**  
Bred & exhibited by Windermere Farms, Spring Mills, PA. Stan Phaneuf Photo.



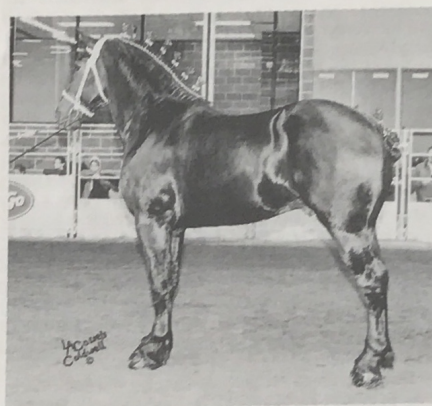
**Reserve All-American**  
**Yoder Farm's Isaac 305975**  
Bred by Joe A. &/or Esther Yoder, Bloomfield, IA. Exhibited by High Calibre Farm, Waverly, IA. Lynn Cassels Caldwell Photo.

**1st Honorable Mention**-Black Brook Zeke 305777, bred by John or Judy Josephson, Clear Lake, WI. Exhibited by David Larson, New Richmond, WI. **4th**-Utopia's Ruby's Rival 305763, bred & exhibited by Brian & Stacie Lynch, Goshen, CT. **5th**-All-Star's Wildfire 305864, bred & exhibited by Nick &/or Cherie Wagner, Wayne, OH. **6th**-Platte Valley's Nicodemus 305218, bred & exhibited by Kerry &/or Heidi Jo Trautman, Overton, NE. **7th**-Pennwoods King's Cowboy 305874 28884 Can., bred by Pennwoods Percherons, Centre Hall, PA. Exhibited by David Logie, Cambridge, NS, Canada. **8th**-Ferr-Ever DB's Missouri Ice 305671, bred by Steve &/or Kathy Ferrasci, Lynchburg, MO. Exhibited by Central Valley Percherons, Clovis, CA. **9th**-Lola's Mc Lovin 305427, bred & exhibited by Lori E. Stewart Franklin, WI.

## Two-Year-Old Stallions



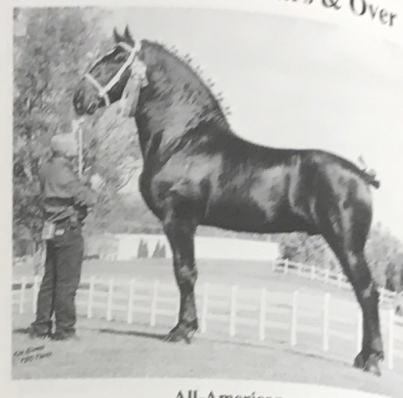
**All-American**  
**All-Star's Shadow 305360**  
Bred by Nick or Cherie Wagner, Wayne, OH. Exhibited by Bill &/or Judy Hodges, Valley Head, AL. Stan Phaneuf Photo.



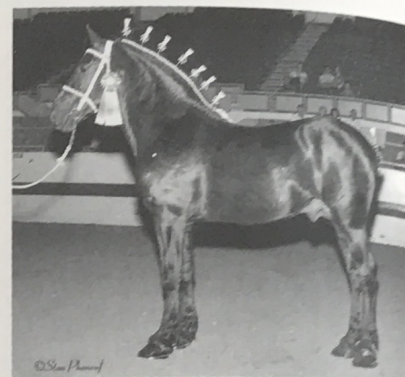
**Reserve All-American**  
**L.D.'s Shiawasee Peyton 305319**  
Bred by James A. &/or Peggy Day, Bradgate, IA. Exhibited by Blue Ribbon Days, Farmington, MO. Lynn Cassels Caldwell Photo.

**3rd**-F.P. Icepick 304281, bred by Lloyd Farnham, Plainfield, VT. Exhibited by Brian & Stacie Lynch, Goshen, CT. **4th**-Plum Creek's X-Calibur 304687, bred & exhibited by Plum Creek Percherons, David & Renee Brown, Pearl City, IL.

## Stallions, Three Years & Over



**All-American**  
**Windermere's North American Maid 300423**  
Bred & exhibited by Windermere Farms, Spring Mills, PA. Ken Siems Photo.



**Reserve All-American**  
**Rocket's All-Star Domino 297666**  
Bred & exhibited by Nick & Cherie Wagner, Wayne, OH. Stan Phaneuf Photo.

**3rd**-G.T.'s Hallmark 295015, bred by Leroy & Carolyn Gray, Fairbank, IA. Exhibited by Robert or Andrea Detweiler, Oelwein, IA. **4th**-L.D.'s Shiawasee's Ozzie 303404 28340 Can., bred by James A. &/or Peggy Day, Bradgate, IA. Exhibited by John &/or Gordy Ruzicka, Viking, AB, Canada. **5th**-Briar Hill Trademark 300909, bred by Emery Stutzman, Killbuck, OH. Exhibited by Windermere Farms, Spring Mills, PA.

## Stallion Service Directory

### Modoc Herbert 280281



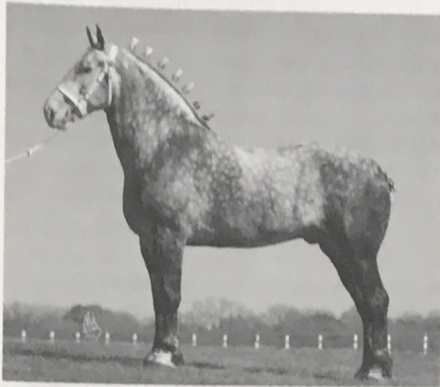
Sire: Lucasia Debbie's Pat 23878 Can.  
Dam: Siskiyou Julie 267647  
D.O.B. 5-7-97  
Owner: Marie Brown  
Standing at: Heritage Farm  
7731 Zaneta Road  
Hudson, IA 50643  
Terms: \$300, Live Cover,  
return for the year  
Contact: Marie Brown  
Phone: 319-988-3734  
Reserve Champion American  
Farm Team



# 2010 All-American Results

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## Registered Gelding



**All-American**  
**Skip's Challenger 296696**

Bred by Gerald L. Allebach, Spring Mills, PA. Exhibited by Ames Percheron Farm, Inc., Jordan, MN. Stuart Vesty Photo.



**Reserve All-American**  
**Windermere's High Octane 301748**

Bred & exhibited by Windermere Farms, Spring Mills, PA. Lynn Cassels Caldwell Photo.

**1st Honorable Mention**-HF Hunter's Lincoln 302915, bred by Hardy Farms, Saranac, MI. Exhibited by Ames Percheron Farm, Jordan, MN. **2nd Honorable Mention**-The Wisdom Of Bittersweet 303056, bred by Bittersweet Percheron Ltd, Monclova, OH. Exhibited by Harold L. Schumacher, Plainview, MN. **5th**-Elkview Paul 302463 27470 Can., bred Mrs. Betty Joseph, Elkhorn, MB, Canada. Exhibited by Harold L. Schumacher, Plainview, MN. **6th**-Brier Valley Moe 304222, bred by Mitchell & Kathryn Hughes, Frankford, WV. Exhibited by Harold Schumacher, Plainview, MN. **7th**-Trailcross Patriot 288686, bred by Gary D. Wilmore, Charlotte, MI. Exhibited by Julie & Justin Hussey, North Conway, NH. **8th**-LC Rocket's Afire 304055, bred & exhibited by West & Lori Luther, Gaines, MI. **9th**-GSF Roan 304190, bred & exhibited by George Sandstrom, Burlington, WI. **10th**-Brier Valley Daniel 293773, bred & exhibited by Mitchell & Kathryn Hughes, Frankford, WV.

## DECEASED MEMBERS

*We have received notice that the following members have passed away. The families and friends have our deepest sympathies.*

**Francis W. Brady, Columbia, New Hampshire**, was born on July 17, 1919. He and his brothers grew up using horses on the small family farm as well as helping out in his Father's blacksmith shop. He was a long time farmer and worked horses all his life. He had been a member of the Percheron Association since 1972.

Francis showed his horses at local fairs. His love for and enjoyment in handling his horses produced many fond memories for the family and community alike. Francis and his team became a fixture at the Balsams Grand Resort Hotel and he gave hayrides as well.

In 1985, he participated in a fund raiser for the restoration of the Statue of Liberty. He was a driver of a Concord Stagecoach owned by Ed and Marge Cowles, Randolph, Vermont. The convoy traveled from Concord to Boston, Massachusetts, collecting funds.

He and his Percherons participated in many Fourth of July parades and other events. He was 91 at the time of his death on January 12, 2011. He will be greatly missed by his wife, Ruth, of 68 years. As well as his children, grandchildren and great grandchildren, sisters and many good friends.

**Darryl "Dean" Large, Springfield, Illinois**, was born on September 1, 1936 and died January 16, 2011. Mr. Large had been a member of our Association since 1986.

Dean bought his first team of team of greys in Chickshaw, Oklahoma and a team of blacks in the Topeka, Indiana. An Illinois harness maker, Amos Miller, fixed Dean up with show harness and began Dean's showing career.

Dean and Pat Sawyer made up the Feed Corral and showed Percherons for many years. In 1995, they showed the stallion Count's Chief, a big black two year old to first place in his class. Chief was purchased from Bill Taft and traces back to the noted stallion Carnot, through his sire Count On It. Dean made his last ride behind two big black Percherons, surrounded by family and friends.

## Legal Disputes In Horse Sales

By John Alan Cohan, Attorney at Law

Disputes are commonplace in horse sales, particularly if the buyer discovers that the horse is unsound or not fit for its intended purposes. This is a problem that often can be traced to the buyer's failure to ask questions, or efforts on the seller's part to conceal infirmities, or an inadequate presale veterinary check.

This is why a written sales contract is important. A sales contract not only sets forth the terms of the sale, but provides express warranties if the parties have bargained for that. An express warranty might state that the horse is in a sound state of health, that it has the ability to breed, or that it is fit for athletic abilities such as racing, jumping, driving or to perform tasks such as cutting. Sellers are often reluctant to provide such warranties.

Now a new law in California requires a written bill of sale for horses (or fractional interests or stallion seasons), in an effort to reduce fraud and other improper practices. The law applies to all breeds of horses.

The law provides that the sales contract must set forth the purchase price, and is to be signed by both the buyer and seller or their authorized agents. For sales by auction, the requirement will be satisfied by the issuance of an auction receipt generated by the auction house and signed by the purchaser or an agent whom the purchaser has authorized.

The law also requires that bloodstock agents obtain the written consent by both purchaser and seller for any fee arrangement, and prohibits any person to act as a dual agent (for both buyer and seller) without the written consent of both parties. The relation of an agent to a principal is of a fiduciary nature, which requires the agent to act in good faith toward the principal, and precludes him from obtaining any advantage over the principal in any transaction had by virtue of his agency. This provision is intended to increase transparency in agency relationships, and ensure full disclosure between agents and their principals.

The law makes it unlawful for a person acting as an agent for either buyer or seller to

receive more than \$500 in commission, other than from the agent's principal, unless both the purchaser and seller consent in writing.

The bill provides for treble damages and attorney's fees for any person injured by a violation of its provisions, and allows the California Horse Racing Board to revoke or suspend the license of any person who violates its provisions.

The California law does not require the seller to provide any warranties or guarantees. However, particularly with the purchase of expensive horses, broodmares or race horses, it is important to have specific terms in the sales contract stating that the seller guarantees the soundness of the animal or the fitness of the horse for its intended purposes.

A veterinarian check of the horse should always be a prerequisite before finalizing the sale of a horse. In many instances disputes have occurred because of undisclosed ailments or defects that a thorough vet check could have detected.

For sales that involve installment payments, it is crucial for the seller to have a security agreement accompanying the sales contract. This is to enable the seller to place a lien on the horse or other assets in case of default in payments.

Attorney Lisa L. Lerch of Yorba Linda, California, says of this new law: "I have seen the ramifications of transactions where buyers and sellers never had full disclosure of the parties involved or the fees paid to the agent and they often ended in litigation. This revision of the code should dramatically reduce fraud in sales transactions, as well as agent conflicts of interest."

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