THE IOWA STATE BAR ASSOCIATION
Official Form No. 177

FOR THE LEGAL EFFECT OF THE USE OF THIS FORM, CONSULT YOUR LAWYER

DELAWARE COUNTY IOWA
FILED
1999 DE 27 PM 3:52
BOOK 1999 PAGE 4373
DEBORAH L. PEYTON
DELAWARE CO. RECORDER

RECORDER FEE $ 11.00
AUDITOR FEE $ 10.00

Harold C. Malone
to
Josephine M. Malone

Entered for taxation 29th day of December A.D., 1999
Sharon McCrady, Auditor
By Paula Burke, Deputy
89-127

Mail to Auditor

Preparer Information: Mary Lou Tracey (Individual's Name) | 105 N. Franklin St. (Street Address) | Manchester, IA (City) | 319/927-4925 (Phone)

SPACE ABOVE THIS LINE FOR RECORDER

AFFIDAVIT OF SURVIVING SPOUSE FOR CHANGE OF TITLE TO REAL ESTATE

STATE OF IOWA, COUNTY OF DELAWARE } **ss:**

I, Josephine M. Malone, being first duly sworn on oath, depose and state as follows:

1. I am [is] the surviving spouse of Harold C. Malone, who died on the 15th day of December, 1999.

2. The following described real estate was owned only by Harold C. Malone and this Affiant [or] , as joint tenants with full rights of survivorship at the time of Harold C. Malone 's death:

See EXHIBIT "A" attached and by this reference made a part hereof.

3. I hereby request that the auditor enter this information on the transfer books pursuant to Section 558.66 of the Iowa Code.

4. All of Harold C. Malone's estate passed to me as surviving spouse and its value did not exceed $650,000.00; thus there would be no liability for federal estate or Iowa estate tax. See Iowa Title Standard 9.9.

Josephine M. Malone

SUBSCRIBED AND SWORN TO before me this 27th day of December, 1999.

Mary Lou Tracey
Mary Lou Tracey
Notary Public in and for the State of Iowa

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CALFS Release 3.0 6/94

EXHIBIT "A"

Attach to Affidavit of Surviving Spoouse executed by
Josephine M. Malone on December 27, 1999.

DESCRIPTION OF JOINT TENANCY REAL ESTATE

Lots Nine and Ten, Block Four, of Sunset Beach, a Subdivision of parts of Sections 17, 18 and 20, Township 89 North, Range 5, West of the 5th P.M., according to plat recorded in Book 2, page 20, except that part of Lot 10 described as commencing on the East line of said Lot 10 at a point 11 feet South of the Northeast corner of said Lot 10, running thence North on the East line of said Lot 10 to the Northeast corner of said Lot, thence Westerly to the Northwest corner of said Lot 10, thence South on the West line of said Lot 10 a distance of 19 feet, thence Easterly to the point of beginning;

ALSO, that part of Lot Two, Block Three, of said Sunset Beach, described as commencing at a point 210 feet South of the Southwest corner of Lot One, Block Three aforesaid, thence East 100 feet, thence South 100 feet, thence due West to the East line of Lakeview Road, thence North along the East line of Lakeview Road to the point of beginning, excepting therefrom a tract described as commencing at a point 210 feet South and 20 feet East of the Southwest corner of said Lot One, which is the point of beginning, thence East 80 feet, thence South 100 feet, thence West 80 feet, thence North 100 feet to the point of beginning.

All of the foregoing lots being a part of the Southwest Quarter (SW¼) of the Southwest Quarter (SW¼) of Section Seventeen (17) aforesaid; excepting rights of flowage.