Fidelity Bank & Trust
PO Box 272
Dyersville, IA 52040

Entered for taxation 8th day
of September A.D., 2005
Sharon McCrabb, Auditor
By A. Schmidt, Deputy
R-104

Book 2005 Page 3186
Document 2005 3186 Type 03 005 Pages 2
Date 9/07/2005 Time 10:31 AM
Rec Amt $12.00 Aud Amt $5.00

DEBORAH L. PEYTON, RECORDER/REGISTRA
DELAWARE COUNTY IOWA

AFFIDAVIT OF SURVIVING SPOUSE FOR CHANGE OF TITLE TO REAL ESTATE

THE IOWA STATE BAR ASSOCIATION
Official Form No. 177
Recorder's Cover Sheet

Preparer Information: (Name, address and phone number)
Dan McClean, 401 First Avenue East, Dyersville, IA 52040, Phone: (563) 875-6002

Taxpayer Information: (Name and complete address)
Ruth Wagner
Ellen Kennedy Living Center
Dyersville, IA 52040

Return Document To: (Name and complete address)
Ruth Wagner
Ellen Kennedy Living Center
Dyersville, IA 52040

Grantors:
Richard Francis Wagner
Richard P. Wagner

Grantees:
Ruth Wagner

Legal description: See Page 2

Document or instrument number of previously recorded documents:

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AFFIDAVIT OF SURVIVING SPOUSE FOR CHANGE OF TITLE TO REAL ESTATE

STATE OF IOWA, COUNTY OF DUBUQUE

*A/K/A Richard P. Wagner

I, Ruth Wagner, being first duly sworn on oath, depose and state as follows:

1. I am [_____ is] the surviving spouse of Richard Francis Wagner *, who died on the 22nd day of February 2005.

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

The North Twenty-Four (24) feet of Lot One(1), all of Lot Two (2) and the South Thirty-Four (34) feet of Lot Three (3), of Subdivision of Lots One(1) and Two (2) of Hyler and Loop's Addition to Dyersville, Iowa, according to plat recorded in Book 1 Plats, Page 146.

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

* 4. Form706, United States Estate Tax return, IS NOT required to be filed as a result of the death of the Decedent.

Ruth R Wagner
Ruth Wagner

Signed and sworn to (or affirmed) before me on 30th day of August, 2005, by Ruth Wagner.

NOTARIAL SEAL IOWA
JOANN K. HAWKINS
COMMISSION NO. 101422
MY COMMISSION EXPIRES
12/10/07

JoAnn K. Hawkins
_____, Notary Public

* THE CORRECT OPTION MUST BE SELECTED TO DETERMINE WHETHER THE IOWA ESTATE TAX MAY CONSTITUTE A LIEN ON THE ABOVE DESCRIBED PROPERTY.

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