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Carla K Becker, Auditor
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Book 2010 Page 2201

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DEBORAH L PEYTON, RECORDER/REGISTRAR
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)

Mary Lou Tracey, 105 N. Franklin St., P. O. Box 279, Manchester, IA 52057, Phone: (563) 927-4925

**Taxpayer Information:** (Name and complete address)

Cindy M. Wall, 205 South Fourth Street, Manchester, Iowa 52057

**Return Document To:** (Name and complete address)

Mary Lou Tracey, 105 N. Franklin St., P. O. Box 279, Manchester, IA 52057, Phone: (563) 927-4925

**Grantors:**

Janet Z. Wall

**Grantees:**

Donald Albert Wall

**Legal description:** See Page 2

**Document or instrument number of previously recorded documents:**

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| THE IOWA STATE BAR ASSOCIATION Official Form No. 177 | Mary Lou Tracey of Tracey & Tracey | FOR THE LEGAL EFFECT OF THE USE OF THIS FORM, CONSULT YOUR LAWYER |
|---|---|---|

ON BEHALF

# AFFIDAVIT OF SURVIVING SPOUSE FOR CHANGE OF TITLE TO REAL ESTATE

**STATE OF IOWA, COUNTY OF** DELAWARE

I, Mary Lou Tracey, Attorney At Law, being first duly sworn on oath, depose and state as follows:

1. ~~I am~~ [Donald Albert Wall was] the surviving spouse of Janet Z. Wall, who died on the 26th day of October 2004.

2. The following described real estate was owned only by Janet Z. Wall and, ~~this Affiant~~ [ or Donald Albert Wall ], as joint tenants with full rights of survivorship at the time of Janet Z. Wall 's death:

Lots 571 and 572, Manchester, Iowa, according to plat recorded in Book I, L.D., Pages 284-285, and that tract described as commencing at the Northeast corner of said Lot 571 and running thence North to the center of the channel of the Maquoketa River, thence Northwesterly along the center of the channel of said river to a point directly North of the Northwest corner of Lot 572 aforesaid, thence South to the Northwest corner of said Lot 572, thence East to the place of beginning, all in Delaware County, Iowa.

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.

5. An Iowa inheritance tax return is not required to be filed pursuant to Iowa Code Section 450.22 subsection 3.

Mary Lou Tracey
Mary Lou Tracey

Signed and sworn to (or affirmed) before me on 20th day of July, 2010, by Mary Lou Tracey.

NOTARIAL SEAL IOWA
JANICE RUSS
COMMISSION # 176244
MY COMMISSION EXPIRES
9-29-12

Janice Russ
Janice Russ, 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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