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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

AFIDAVIT OF WILLIAM E. GEARHART
EXPLANATORY OF TITLE

Recorder's Cover Sheet

Preparer Information: (name, address and phone number)
Mark A. Roeder, 119 E. Main St., Manchester, IA 52057-1736, Ph. (563) 927-2782

Taxpayer Information: (name and complete address)
Estate of Lorraine Gearhart
William E. Gearhart, Co-Executor
1647 ~~19th St.~~ 195th St.
Manchester, IA 52057

Return Document To: (name and complete address)
Mark A. Roeder 119 E. Main St., Manchester IA 52057-1736

Grantor:

William E. Gearhart

Grantee:

Estate of Lorraine Gearhart

Mark A. Roeder

AFFIDAVIT OF WILLIAM E. GEARHART
EXPLANATORY OF TITLE

TO WHOM IT MAY CONCERN:

I, William E. Gearhart, first being duly sworn upon oath depose and state:

1. I am a son to Duane E. Gearhart.

2. My father owned an undivided one-half interest in the following property in fee simple in Delaware County at his death:

> The East one-half (E½) of the Southeast Quarter (SE¼) of the Southwest Quarter (SW ¼), and the Southwest Quarter (SW¼) of the Southeast Quarter (SE¼) of Section Twenty Four (24), and the East one-half (E½) of the Northeast Quarter (NE¼) of the Northwest Quarter (NW¼), and the Northwest Quarter (NW¼) of the Northeast Quarter (NE¼) of Section Twenty-Five (25), Township Eighty-Nine (89) North, Range Six (6), West of the Fifth P.M., except that part condemned by Condemnation Proceedings recorded in Book R Misc., Page 106, and also except the North two hundred sixty-two (262) feet of the South three hundred sixty-two (362) feet of the East one hundred fifty-four (154) feet of the Southwest Quarter (SW¼) of the Southeast Quarter (SE¼) of said Section Twenty-Four (24).

3. Duane E. Gearhart and Lorraine E. Gearhart, owned in joint tenancy with right of survivorship the other one-half interest in the above-described real estate.

4. Duane E. Gearhart died intestate on 16 May 2001. At time of his death, Duane E. Gearhart was survived by his spouse, Lorraine E. Gearhart.

5. At time of his death Duane E. Gearhart was also survived by four children, Dennis Gearhart, William E. Gearhart, Dianne Baumgartner, and Bonnie Gearhart, a/k/a Bonnie King, each of whom are also the children of Lorraine Gearhart.

6. The estate of the Duane E. Gearhart was not administered.

7. My mother, Lorraine E. Gearhart, was the sole heir of my father's estate.

8. There was no liability of the estate of Duane E. Gearhart for Iowa estate and inheritance taxes.

9. There was no liability of the estate of Duane E. Gearhart for federal estate tax.

10. These facts I know of my own personal knowledge.

11. This affidavit is made to clear a title objection concerning the one-half interest in the above property that had been owned in fee simple solely by my father, and which transferred to my mother by operation of law as sole heir of my father.

FURTHER AFFIANT SAYETH NOT.

Dated this 16th day of December, 2010

William E Gearhart

William E Gearhart, Affiant

STATE OF IOWA, DELAWARE COUNTY) ss:

Signed and sworn to before me on 16th day of December, 2010, by William E Gearhart.

Mark A. Roeder

Mark A. Roeder, Notary Public

