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Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Entered for taxation 8th day
of September AD 2017
Cathy K. Boeckner Auditor
By D. Hildebrand Deputy

# 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)
Gary N. Jones, 721 W. 1st Street, Cedar Falls, IA 50613, Phone: (319) 266-3556

**Taxpayer Information:** (Name and complete address)
Janet Westhoff, 615 E. Union Street, Manchester, Iowa 52075

**Return Document To:** (Name and complete address)
Gary N. Jones, 721 W. 1st Street, Cedar Falls, Iowa 50613

**Grantors:**
Walter P. Westhoff a/k/a
Walter Westhoff

**Grantees:**
Janet Westhoff

**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 DELAWARE, ss:

I, Janet Westhoff, being first duly sworn on oath, depose and state as follows:

1. I am ~~[ is]~~ the surviving spouse of Walter P. Westhoff a/k/a Walter Westhoff a/k/a Walter Westhoff who died on June 15, 2017.
2. The following described real estate was owned only by Walter P. Westhoff a/k/a Walter Westhoff and this Affiant ~~[ or ]~~, as joint tenants with full rights of survivorship at the time of Walter P. Westhoff a/k/a Walter Westhoff 's death:
   See 1 in Addendum
3. Title was conveyed to the surviving spouse and the decedent by instrument filed on August 15, 2003, with reference number of Book 2003, Page 3919.
4. I hereby request that the auditor enter this information on the transfer books pursuant to Section 558.66 of the Iowa Code.
5. Form706, United States Estate Tax return, IS NOT required to be filed as a result of the death of the Decedent.*
6. An Iowa inheritance tax return is not required to be filed pursuant to Iowa Code Section 450.22 subsection 3.

Janet R Westhoff
Janet Westhoff, Affiant

Signed and sworn to (or affirmed) before me on Sept 4, 2017, by Janet Westhoff.

GARY N. JONES
Commission Number 174114
My Commission Expires
4/26/18

Gary Jones
Signature of 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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# Addendum

1. That part of Lot Three Hundred Nine (309), Manchester, Iowa, according to plat recorded in Book I L.D., Page 284, described as commencing at a point ninety one and one-half (91 1/2) feet West of the Northeast corner of said Lot Three Hundred Nine (309), which point is the Northwest corner of Lot One (1) of the Subdivision of Lot Three Hundred Nine (309) according to plat recorded in Book 2 Plats, Page 79, and running thence West one hundred twenty one and eight-tenths (121.8) feet, thence South one hundred (100) feet, thence East to a point on the West line of said Lot One (1) of the Subdivision of Lot Three Hundred Nine (309), thence Northeasterly along the Westerly line of said Lot One (1) of the Subdivision of Lot Three Hundred Nine (309) to the point of beginning, and

   That part of Lot Three Hundred Nine (309), Manchester, Iowa, according to plat recorded in Book I L.D., Page 284, described as commencing at a point one hundred seventy two (172) feet East of the point where the extended East line of Potter Street intersects the North line of Howard Street, and running thence North one hundred fifty (150) feet, thence East to the centerline of the Dry Run, thence Southwesterly along the centerline of the Dry Run to a point on the North line of Howard Street that is fifty six and seven-tenths (56.7) feet East of the point of beginning, thence West fifty six and seven-tenths (56.7) feet to the point of beginning, as shown on Plat of Lot 309 Subdivision to Manchester, Delaware County, Iowa, recorded in Book 2 Plats, Page 79