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Document 2017 3338 Type 03 005 Pages 3
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Rec Amt $22.00* Aud Amt $5.00

Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

Entered for taxation 11th day
of December AD 2017
Carla K. Becher Auditor
By R. 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)
Robert F. Shimanek, 114 S. Cedar Street, P. O. Box 351, Monticello, IA 52310, Phone: (319) 465-5448

Taxpayer Information: (Name and complete address)
Cynthia L. Franck Estate, P. O. Box 351, Monticello, IA 52310

Return Document To: (Name and complete address)
Robert F. Shimanek, 114 S. Cedar Street, P. O. Box 351, Monticello, IA 52310

Grantors:
Harry James Franck, III

Grantees:
Cynthia L. Franck Estate

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 JONES, ss:

I, Craig Thomas, being first duly sworn on oath, depose and state as follows:

1. ~~I am~~ [executor of the estate of Cynthia L. Franck, who was the surviving spouse of Harry James Franck, III, who died on March 3, 2015.
2. The following described real estate was owned only by Harry James Franck, III and ~~this Affiant [or~~ Cynthia L. Franck], as joint tenants with full rights of survivorship at the time of Harry James Franck, III's death:

SEE ATTACHED LEGAL DESCRIPTION

3. Title was conveyed to the surviving spouse and the decedent by instrument filed on March 31, 2008, with reference number of Bk. 2008, Pg. 945.

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, _____ required to be filed as a result of the death of Harry James Franck, III.
6. An Iowa inheritance tax return is not required to be filed pursuant to Iowa Code Section 450.22 subsection 3.

Craig Thomas, Affiant

Signed and sworn to (or affirmed) before me on December 5 2017, by Craig Thomas.

Signature of Notary Public

ROBERT F. SHIMANEK
Commission Number 402470
My Commission Expires
2-15-18

Shimanek, Shimanek & Bowman
Attorneys at Law
P.O. Box 351
Monticello, IA 52310

* 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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LEGAL DESCRIPTION

The West two and one-half (2 1/2) feet of Lot Four (4), and the West forty eight (48) feet of the North ninety (90) feet of Lot Five (5), and the West twenty two (22) feet of the East thirty nine and one-half (39 ½) feet of the South ninety (90) feet of Lot Five (5), and the East eighteen (18) feet of the North one-half (N ½) of Lot Five (5), and the East seventeen and one-half (17 ½) feet of the South one-Half (S ½) of Lot Five 5), and the South twelve (12) feet of the North ninety (90) feet of Lot Six (6), all in Block Eleven (11) of Hopkinton Addition by H.A. Carter according to plat recorded in Book E L.D., Page 529 all in Block 11 of Hopkinton Addition by H.A. Carter, according to plat recorded in Book E L.D., Page 529

The East 12 feet of the West Twenty Six and One-Half (26 ½) feet Of the South One-Half (S ½) of Lot Five (5).