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Date 9/16/2019 Time 3:23:10PM
Rec Amt $12.00

Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

INDIVIDUAL TRUSTEE'S AFFIDAVIT

THE IOWA STATE BAR ASSOCIATION
Official Form No. 113
Recorder's Cover Sheet

Preparer Information: (Name, address and phone number)
Gary F. McClintock, 317 First Street East Independence, Iowa 50644
Phone: (319) 334-6011

Taxpayer Information: (Name and complete address)
Larry J. Benn & Cheryl Benn, 30546 Pin Oak, Dyersville, IA 52040

Return Document To: (Name and complete address)
Larry J. Benn & Cheryl Benn, 30546 Pin Oak, Dyersville, IA 52040

Grantors:
Gerald L. Horkheimer

Grantees:
Gerald L. Horkheimer

Legal description: See Page 2

Document or instrument number of previously recorded documents:

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INDIVIDUAL TRUSTEE'S AFFIDAVIT

RE: Lot Ninety Three (93) of "Clair-View Acres at Delhi, Iowa" in Sections Twenty Three (23) and Twenty Six (26), Milo Township, Delaware County, Iowa, according to plat recorded in Book 2 Plats, Page 200; same being a part of the Northwest Quarter (NW1/4) of the Northeast Quarter (NE1/4) of Section Twenty Six (26), Township Eighty Eight (88) North, Range Five (5), West of the Fifth Principal Meridian, Delaware County, Iowa.

STATE OF IOWA, COUNTY OF BUCHANAN, ss:

I, Gerald L. Horkheimer, being first duly sworn (or affirmed) under oath, state of my personal knowledge that:

1. I am the trustee under the Gerald L. Horkheimer Revocable Trust dated May 16, 2012, to which the above-described real estate was conveyed to the trustee by William L. Phelps and Ruth A. Phelps, pursuant to an instrument recorded on July 25, 2014, in the office of the Delaware County Recorder in Book 2014 Page 1815 (insert recording data).
2. I am the presently existing trustee under the Trust and I am authorized to convey said real estate to Larry J. Benn and Cheryl Benn without any limitation or qualification whatsoever.
3. The Trust is in existence and I, as trustee, am authorized to transfer the interest in the real estate as described in paragraph 2, free and clear of any adverse claims.
4. The grantor of the trust is / ~~is not~~ alive.
5. ~~Form 706, United States Estate Tax return, _____ * required to be filed as a result of the death of the Grantor.~~
6. ~~An Iowa inheritance tax return is not required to be filed pursuant to section 450.22 subsection 2 and 3.~~
7. The trust is revocable or, if the trust is irrevocable, none of the beneficiaries of the trust are deceased.

X _____
Gerald L. Horkheimer, Affiant

Signed and sworn to (or affirmed) before me on Sept 5, 2019, by Gerald L. Horkheimer

JOAN K. BANTZ
Commission Number 117513
My Commission Expires
August 31, 2022

_____
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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