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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)
George Davis, 225 1st Avenue East Dyersville, Iowa 52040
Phone: (563) 875-9112

**Taxpayer Information:** (Name and complete address)
Roger L. and Marilyn J. Schrunk Family Trust
21992 Cayuga Lane
Lake Forest, CA 92630

**Return Document To:** (Name and complete address)
Roger L. and Marilyn J. Schrunk Family Trust
21992 Cayuga Lane
Lake Forest, CA 92630

**Grantors:**
Fredrick O. Phelps
Ellen L. Phelps

**Grantees:**
The Roger L. and Marilyn J. Schrunk Family Trust

**Legal description:** See Page 2

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

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# INDIVIDUAL TRUSTEE'S AFFIDAVIT

RE: The North eight feet of Lot 4 and all of Lots 5 and 6 in Blk 1 of Colony Addition to the Town of Colesburg, Delaware County, Iowa

STATE OF IOWA, COUNTY OF DELAWARE, ss:

I, Fredrick O. Phelps & Ellen L. Phelps being first duly sworn (or affirmed) under oath, state of my personal knowledge that:

1. I am the trustee under the Fredrick and Ellen Phelps Revocable Trust Trust dated April 1, 1991, to which the above-described real estate was conveyed to the trustee by Fredrick O. Phelps and Ellen L. Phelps, husband and wife, pursuant to an instrument recorded on November 22, 1994, in the office of the Delaware County Recorder in Book 54, Page 42 (insert recording data).
2. I am the presently existing trustee under the Trust and I am authorized to transfer the above-described property to the Roger L. and Marilyn J. Schrunk Family Trust 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.

Ellen L. Phelps
Ellen L. Phelps, Affiant

Fredrick O. Phelps
Fredrick O. Phelps, Affiant

Signed and sworn to (or affirmed) before me on 3/10/2020, by Fredrick O. Phelps and Ellen L. Phelps.

NOTARIAL SEAL IOWA
JANET M. DIERS
Commission Number 724870
My Commission Expires
October 3, 2021

Janet M. Diers
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. Roger L. Schrunk and Marilyn J. Schrunk, Trustees, or their successors, under the Roger L. and Marilyn J. Schrunk Family Trust dated March 15, 2001, amended and restated on November 19,2019
2. The North eight (8) feet of Lot Four (4) and all of Lots Five (5) and Six (6), Block One (1), Colony Addition to Colesburg, Iowa, according to Corrected and Amended Plat of Incorporated Town of Colesburg recorded in Book 1 Plats, Pages 73-86

   A/K/A The North eight feet of Lot 4 and all of Lots 5 and 6 in Blk 1 of Colony Addition to the Town of Colesburg, Delaware County, Iowa. And subject to all other rights, reservations, restrictions, easements, liens and encumbrances of record.