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Beecher, Field, Walker, Morris

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Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

INDIVIDUAL TRUSTEE'S AFFIDAVIT
Recorder's Cover Sheet

Preparer Information:
THERESA E. HOFFMAN, 620 LAFAYETTE STREET, P.O. BOX 178 WATERLOO, Iowa 50704-0178
Phone: (319) 234-1766

Taxpayer Information:
THERESA A. SCHMITZ, P.O. BOX 246, DELHI, IA 52223

Return Document To:
THERESA E. HOFFMAN, 620 LAFAYETTE STREET, P.O. BOX 178 WATERLOO, Iowa 50704-0178

Grantors:
THERESA A. SCHMITZ, SUCCESSOR TRUSTEE

Grantees:
THERESA A. SCHMITZ, TRUSTEE

Legal Description: See Page 2

Document or instrument number of previously recorded documents: _____

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INDIVIDUAL TRUSTEE'S AFFIDAVIT

RE: SEE ATTACHED EXHIBIT "A"

STATE OF IOWA, COUNTY OF BLACK HAWK, ss:

I, THERESA A. SCHMITZ, being first duly sworn (or affirmed) under oath, state of my personal knowledge that:

1. I am the successor trustee under the LOUIS W. SCHMITZ REVOCABLE TRUST dated October 28, 2009, and the trustee under the THERESA A SCHMITZ TRUST dated October 28, 2009, to which the above-described real estate was conveyed to the trustees of each trust pursuant to an instrument recorded December 18, 2009, in the office of the Delaware County Recorder as Book 2009 Page 4769, and re-recorded February 5, 2010, as Book 2010 Page 372.

2. I am the presently existing successor trustee under the Louis W. Schmitz Trust and trustee under the Theresa A. Schmitz Trust, and I am authorized to CONVEY AND TRANSFER ANY REAL PROPERTY OF EACH TRUST without any limitation or qualification whatsoever.

3. The Louis W. Schmitz Trust and the Theresa A. Schmitz Trust are in existence and I 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 Louis W. Schmitz trust is not alive.

5. The grantor of the Theresa A. Schmit trust is alive.

6. Form 706, United States Estate Tax return, **IS NOT** required to be filed as a result of the death of the Grantor of the Louis W. Schmitz Trust.

7. An Iowa inheritance tax return is not required to be filed pursuant to section 450.22 subsection 2 and 3 as a result of the death of the Grantor of the Louis W. Schmitz Trust.

8. The Louis W. Schmitz trust is irrevocable and none of the beneficiaries of the trust are deceased.

9. The Theresa A. Schmitz trust is revocable and none of the beneficiaries of the trust are deceased.

THERESA A. SCHMITZ, Affiant

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Signed and sworn to (or affirmed) before me on May 13 2020, by THERESA A. SCHMIT, SUCCESSOR TRUSTEE OF THE LOUIS W. SCHMITZ REVOCABLE TRUST U/A DATED OCTOBER 28, 2009, AND TRUSTEE OF THE THERESA A. SCHMITZ REVOCABLE TRUST U/A DATED OCTOBER 28, 2009.

Signature of Notary Public

NOTARIAL SEAL IOWA
ELIZABETH A KUNKLE
COMMISSION NO. 165470
MY COMMISSION EXPIRES
JUNE 19, 2022

EXHIBIT "A"

ALL THE TRUST'S INTEREST IN:

LOT FOURTEEN (14) OF THE CEDARS SUBDIVISION OF THAT PART OF THE NORTHWEST QUARTER (NW ¼) OF THE SOUTHEAST QUARTER (SE ¼) OF SECTION FOURTEEN (14), TOWNSHIP EIGHTY EIGHT (88) NORTH, RANGE FIVE (5), WEST OF THE FIFTH PRINCIPAL MERIDIAN LYING EAST OF THE MAQUOKETA RIVER, ACCORDING TO PLAT RECORDED IN BOOK 2 PLATS, PAGES 91-92, SUBJECT TO ALL COVENANTS, RESTRICTIONS AND EASEMENTS OF RECORD, AND PARCEL B, PART OF LOT 34 OF THE CEDARS SUB-DIVISION IN THE W ½ OF THE SE ¼ OF SECTION 14, TOWNSHIP 88 NORTH, RANGE 5 OF THE FIFTH P.M., DELAWARE COUNTY, IOWA, PER PLAT RECORDED IN BK 8 PLATS PAGE 103.