

**BK: 2020 PG: 4183**  
**Recorded: 10/30/2020 at 1:27:46.0 PM**  
**Pages 2**  
**County Recording Fee: \$12.00**  
**Iowa E-Filing Fee: \$3.00**  
**Combined Fee: \$15.00**  
**Revenue Tax:**  
**LISA SMITH RECORDER**  
**Madison County, Iowa**

Prepared by: Samuel Z. Marks 4225 University Ave., Des Moines, IA 50311 515-276-7211  
Return to: Samuel Z. Marks 4225 University Ave., Des Moines, IA 50311 515-276-7211

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Affidavit

STATE OF IOWA     )  
                          ) ss:  
COUNTY OF POLK )

I, Samuel Z. Marks, being first duly sworn on oath, do state and depose that:

1. The undersigned is a regularly practicing attorney in Des Moines, Polk County, Iowa.
2. This affidavit is given for the purposes of clearing title to property legally described as:


**Lot Two (2) in Block Thirteen (13) of Laughridge and Cassidy's  
Addition to the City of Winterset, Madison County, Iowa**

3. I have examined the docket of the United States Bankruptcy Court for the Southern District of Iowa for the bankruptcy filed by Gerald and Catherine Johnson, case # 18-00924-als7.
4. A review of the docket of the Bankruptcy Court shows the following:
  - a. A Voluntary Petition filed by Gerald and Catherine Johnson on April 23, 2018.
  - b. Capital One was listed as an unsecured creditor on schedule F of Gerald and Catherine Johnson's bankruptcy petition;
  - c. A Notice of Chapter 7 Bankruptcy which contains notice of appointment of Charles L. Smith as Trustee;
  - d. A report of the 341 Meeting Held;
  - e. An order discharging Debtors, Gerald and Catherine Johnson, was filed on Jul 25, 2018.

5. On February 2, 2018 a judgment was entered in favor of Capital One Bank (USA), N.A. against Catherine A. Johnson in the Iowa District Court for Madison County case number SCSC016270.
6. Pursuant to Iowa Code § 624.23(3), the above-stated judgment does not create a lien interest against real estate acquired after the entry of the liability for said judgment was discharged in bankruptcy.

  
\_\_\_\_\_  
Samuel Z. Marks

This record was acknowledged before me this 15th day of September, 2020, by Samuel Z. Marks.

  
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Signature of Notary Public

