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LISA SMITH, COUNTY RECORDER  
MADISON COUNTY IOWA

CHEK

**AFFIDAVIT OF SURVIVING SPOUSE  
FOR CHANGE OF TITLE TO REAL ESTATE  
Recorder's Cover Sheet**

**Preparer Information:** (name, address and phone number)

William Robak, Robak Law Firm PC, PO Box 317, Indianola, IA 50125, Phone: (515) 962-1300

**Taxpayer Information:** (name and complete address)

Marilyn A. Pottorff, 410 N. Cross Street, St. Charles, Iowa 50240

✓ **Return Document To:** (name and complete address)

William Robak, Robak Law Firm PC, PO Box 317, Indianola, IA 50125

**Grantors:**

Joel Irwin Pottorff

**Grantees:**

Marilyn A. Pottorff

**Legal Description:** See Page 2

**AFFIDAVIT OF SURVIVING SPOUSE  
FOR CHANGE OF TITLE TO REAL ESTATE**

STATE OF IOWA, COUNTY OF WARREN, ss:

I, Marilyn A. Pottorff, being first duly sworn on oath, depose and state as follows:

1. I, Marilyn A. Pottorff (“affiant”), am the surviving spouse of Joel Irwin Pottorff, who died on February 20, 2022.
2. The affiant submits that the following described real estate was owned only by Joel Irwin Pottorff and this Affiant, as joint tenants with rights of survivorship, as “husband and wife,” by operation of Iowa Code § 557.15, at the time of Joel Irwin Pottorff’s death:

A tract of land commencing 24 1/3 rods North of the Northeast corner of Block Four (4) of Hartman and Young’s Addition to the town of St. Charles, and running thence West 16 rods and 10 feet, thence North to the North line of Section Twenty-four (24), thence easterly along the North line of said Section to a point due North of the point of beginning, thence South to the point of beginning, being a part of the Northwest Quarter (NW1/4) of the Northwest Quarter (NW1/4) of Section Twenty-four (24), in Township Seventy-five (75) North of Range Twenty-six (26) West of the 5<sup>th</sup> P.M. Madison County, Iowa.

(locally known as: 410 N. Cross Street, St. Charles, Iowa 50240)

3. Title was conveyed to the decedent and surviving spouse, as “husband and wife,” from Clifford I. Collins, II and Cathie J. Collins by Deed filed on June 7, 1983, in Book 51 Page 216.
4. The attached copy of the decedent’s Last Will and Testament and has been delivered to the office of a clerk of the district court in accordance with Iowa law.
5. I hereby request that the auditor enter this information on the transfer books pursuant to sections 558.66 and 557.15 of the Iowa Code.
6. Form 706, United States Estate Tax return, is not required to be filed as a result of the death of the Decedent.
7. An Iowa inheritance tax return is not required to be filed pursuant to Iowa Code Section 450.22 subsection 3.

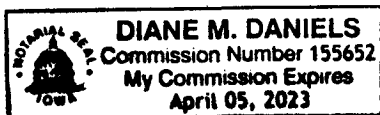


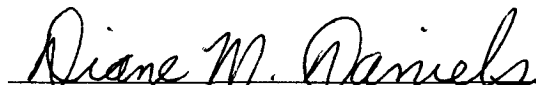
Marilyn A. Pottorff, Affiant

BY: Joelinda S. Weckman, Designated Power  
of Attorney agent for Marilyn A. Pottorff

**NOTARY:**

Signed and sworn to (or affirmed) before me on this 20 day of May 2022, by Joelinda S. Weckman, Designated Power of Attorney agent for Marilyn A. Pottorff.



  
Signature of Notary Public