

REC 5.00
AIDS
R.M.F. \$ 1.00

FILED NO. 2345

IOWA REALTY CO., INC.
3501 Westown Parkway
WEST DES MOINES, IA 50268

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COMPARED

MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

John E. Casper, 223 East Court, Winterset, IA 50273-0067 (515) 462-4912

AFFIDAVIT

STATE OF IOWA)
) SS
POLK COUNTY)

The undersigned Donald Burk, upon being duly sworn, does hereby depose and state as follows:

The affiant is Donald Burk who is the child of Elmer Burk who was also known as Elmer F. Burk. Elmer Burk died on December 2, 1969 at Bevington, Madison County, Iowa. Elmer Burk at death was survived by a spouse who was Katherine M. Burk and four (4) children who are the affiant Donald Burk, Linda Burk who is now known as Linda Rhinehart, Michael Burk, and Helen Burk.

The decedent Elmer Burk died intestate and his estate has never been administered.

At death, Elmer Burk owned as joint tenants with his spouse Katherine M. Burk the real estate legally described as:

PARCEL 1: The West Half (1/2) of Block Seventeen (17) of the Original Town of Bevington, Madison County, Iowa, and all land lying South of said West Half (1/2) of said Block Seventeen (17) and North of the middle of the channel of Middle River, containing .42 of an acre, and being a part of the Southeast Quarter (1/4) of the Northeast Quarter (1/4) and of the Northeast Quarter (1/4) of the Southeast Quarter (1/4) of Section 25, in Township 76 North, Range 26 West of the 5th P.M.

At death, Elmer Burk owned as Tenants in Common with Katherine M. Burk the real estate legally described as:

PARCEL 2: That part of the following described parcel lying North of the West Half (1/2) of Block Seventeen (17) of the Original Town of Bevington, Madison County, Iowa: Beginning at a point where the Southeasterly right of way line of the abandoned Chicago, Rock Island & Pacific Railroad intersects the West line of Block Seventeen (17), thence North 112.2 feet to the Northwesterly right of way line of said railroad, thence Northeasterly along said railroad 224.46 feet; thence South 112.2 feet, thence West 224.46 feet to the point of beginning, all of the above described tract being in the Town of Bevington, Madison County, Iowa.

PARCEL 3: Lot Two (2) and the West 7 feet and 9/4 inches of Lot One (1) in Block Seventeen (17) of the Original Town Plat of Bevington, Madison County, Iowa, and all land lying immediately South of the above described property extending to the middle of Middle River; and a Parcel described as Beginning at a point where the Southerly right of way line of Iowa Highway No. 92 intersects the West line of Block Fifteen (15), thence North 74°21' East along the said right of way 58.0 feet, thence Northeasterly 155.6 feet along a 5790.0 foot radius curve, concave Northwesterly; thence South 6.3 feet to the Northwesterly right of way line of the abandoned Chicago, Rock Island & Pacific Railroad; thence Southwesterly along said right of way line 224.46 feet to the West line of said Block Fifteen (15); thence North along said West line 40.6 feet to the point of beginning, all of the above described tract being in the Town of Bevington, Madison County, Iowa.

This real estate was the homestead of the decedent and his spouse Katherine M. Burk.

The decedent's interest in the above described real estate was valued at the death of Elmer Burk at less than \$10,000.00. In addition, Elmer Burk owned personal property having a value of less than \$2,000.00.

Further the affiant sayeth not.

Donald Burk
Donald Burk

Subscribed and sworn to before me on this 23rd day of February, 1996.



Karla A. Mick
Notary Public