



Document 2011 2619

Book 2011 Page 2619 Type 03 013 Pages 3

Date 10/04/2011 Time 11:13 AM

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LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA



AFFIDAVIT OF SURVIVING SPOUSE FOR CHANGE OF TITLE TO REAL ESTATE

THE IOWA STATE BAR ASSOCIATION

Official Form No. 177

Recorder's Cover Sheet

Preparer Information: (Name, address and phone number)

Claire Cumbie-Drake, 423 E. Court Avenue, Suite 200, Des Moines, IA 50309, Phone: (515) 284-1433

Taxpayer Information: (Name and complete address)

Joshua M. Sears, 6325 N. Sheridan #1905, Chicago, IL 60660; and Erin B. Auer-Sears, 985 Longfellow Court, Iowa City, IA 52240

Return Document To: (Name and complete address)

Claire Cumbie-Drake, 423 E. Court Avenue, Suite 200, Des Moines, IA 50309, Phone: (515) 284-1433

Grantors:

John Michael Sears

Grantees:

Linda Kay Grimes Sears

Legal description: See Page 2

Document or instrument number of previously recorded documents:



AFFIDAVIT OF SURVIVING SPOUSE FOR CHANGE OF TITLE TO REAL ESTATE

STATE OF IOWA, COUNTY OF MADISON

I, Erin B. Auer-Sears, being first duly sworn on oath, depose and state as follows:

1. I am [Linda Kay Grimes Sears is] the surviving spouse of John Michael Sears, who died on the 7th day of December 2009.

2. The following described real estate was owned only by John Michael Sears and, this Affiant [or Linda Kay Grimes Sears], as joint tenants with full rights of survivorship at the time of John Michael Sears's death:

See Attached

3. I hereby request that the auditor enter this information on the transfer books pursuant to Section 558.66 of the Iowa Code.

*4. Form 706, United States Estate Tax return, IS NOT required to be filed as a result of the death of the Decedent.

5. An Iowa inheritance tax return is not required to be filed pursuant to Iowa Code Section 450.22 subsection 3.

Erin B. Auer-Sears

Signed and sworn to (or affirmed) before me on Sept. 21, 2011, by Erin B. Auer-Sears

JOHN O'ROURKE
Commission Number 768427
My Commission Expires 6/16/2017

John O'Rourke, Notary Public

* THE CORRECT OPTION MUST BE SELECTED TO DETERMINE WHETHER THE IOWA ESTATE TAX MAY CONSTITUTE A LIEN ON THE ABOVE DESCRIBED PROPERTY.

EXHIBIT "A"

Parcel "C" in the Southwest Fractional Quarter of Section 7, and the Northwest Fractional Quarter of Section 18, all in Township 75 North, Range 26 West of the 5th P.M., and the Southeast Quarter of the Southeast Quarter of Section 12, Township 75 North, Range 27 West of the 5th P.M., Madison County, Iowa more particularly described as follows: Beginning at the Southwest Corner of Section 7, Township 75 North, Range 26 West of the 5th P.M., Madison County, Iowa; thence North 88°55'46" West 97.94 feet along the South line of the Southeast Quarter of the Southeast Quarter of Section 12, Township 75 North, Range 27 West of the 5th P.M., Madison County, Iowa; thence North 00°00'55" East 1323.36 feet to a point on the North line of said Southeast Quarter of the Southeast Quarter, thence South 88°58'36" East 80.53 feet to the Northwest Corner of the South Half of the Southwest Fractional Quarter of said Section 7; thence North 86°43'17" East 940.96 feet to the Northeast Corner of said South Half of the Southwest Fractional Quarter; thence South 00°49'52" East 1305.06 feet to the South Quarter Corner of said Section 7; thence South 00°05'44" East 90.23 feet along the East line of the North Half of the Northwest Fractional Quarter of Section 18, Township 75 North, Range 26 West of the 5th P.M., Madison County, Iowa; thence North 88°55'46" West 941.62 feet to the point of Beginning containing 32.085 acres including 2.329 acres of County Road right of way,

AND

Parcel "D" located in the Southeast Quarter of the Southeast Quarter of Section 12, Township 75 North, Range 27 West of the 5th P.M., Madison County, Iowa, more particularly described as follows: Beginning at the Southwest corner of the Southeast Quarter of the Southeast Quarter of Section 12, Township 75 North, Range 27 West of the 5th P.M., Madison County, Iowa; thence North 0°11'41" East, 1322.28 feet to the Northwest corner of the Southeast Quarter of the Southeast Quarter of said Section 12; thence South 88°58'36" East, 1300.00 feet along the North line of the Southeast Quarter of the Southeast Quarter of said Section 12; thence South 0°00'55" West, 1323.36 feet to a point on the South line of the Southeast Quarter of the Southeast Quarter of said Section 12; thence North 88°55'46" West, 1321.57 feet along the South line of the Southeast Quarter of the Southeast Quarter of said Section 12 to the Point of Beginning. Said Parcel contains 37.091 acres, including 1.937 acres of County Road right-of-way