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Fee Amount: \$12.00

**Revenue Tax:** LISA SMITH RECORDER Madison County, Iowa

Prepared By: Samuel H. Braland, P.O. Box 370, Earlham, Iowa 50072 (515) 758-2267 Return To: Samuel H. Braland, P.O. Box 370, Earlham, Iowa 50072

## AFFIDAVIT OF TRUSTEE AFFIDAVIT OF NONLIABILITY FOR FEDERAL ESTATE TAX AND OF NONLIABILITY FOR IOWA INHERITANCE/ESTATE TAX PURSUANT TO SECTION 450.22(4), CODE OF IOWA.

STATE OF IOWA

: SS

COUNTY OF MADISON

Comes now Gloria J. Neal, who on oath deposes and states:

I am making this Affidavit in connection with the chain of title to the following described real estate, to-wit:

The undivided one-half interest of the Doris L. Neal Trust in and to:

The East 100 Acres of the Northeast Quarter (NE1/4) and the East 50 Acres of the West 60 Acres of the Northeast Quarter (NE¼) all in Section 19, Township 77 North, Range 29 West of the 5th P.M., Madison County, Iowa.

- 1. Gloria J. Neal is the trustee of the Doris L. Neal Trust dated October 15, 2015, to which the above described real estate was conveyed pursuant to an instrument recorded on October 16, 2015 in Book 2015, Page 3037, in the Office of the Recorder of Madison County, Iowa.
- 2. Gloria J. Neal is the presently existing trustee under the Doris L. Neal Trust Trust dated October 15, 2015. Doris L. Neal passed away on November 5, 2015. The above described real estate is being transferred to Joy Neal Kidney and Gloria Jean Neal as part of the winding up and distribution of the trust. Gloria J. Neal as trustee is authorized to transfer the above described real estate to Joy Neal Kidney and Gloria Jean Neal, as tenants in common, without any limitation or qualification whatsoever.
- 3. The Doris L. Neal Trust dated October 15, 2015 is in existence, and Gloria J. Neal, as trustee, is authorized to transfer the real estate as described in paragraph 2, free and clear of any adverse claims.
- 4. The grantor of the trust, Doris L. Neal, passed away on November 5, 2015, and as result of her death the trust is now irrevocable. None of the beneficiaries of the trust are deceased, except Doris L. Neal.

- 5. Pursuant to Section 450.22(3) of the Code of Iowa, no Iowa inheritance/estate tax return is required to be filed for Doris L. Neal since (i) there is no federal estate tax filing obligation and (ii) all of the decedent's assets either were held in joint tenancy with right of survivorship solely between the decedent and individuals listed in Section 450.9 of the Code of Iowa as individuals that are entirely exempt from Iowa inheritance tax, or passed by beneficiary designation or pursuant to a trust intended to pass the decedent's property at death or through any other nonprobate transfer solely to individuals listed in Section 450.9 as individuals that are entirely exempt from Iowa inheritance tax.
- 6. This affidavit is filed pursuant to Section 450.22(4) of the Code of Iowa for the purpose of establishing of record nonliability for Iowa inheritance tax without the filing of an inheritance tax clearance. This affidavit is further filed to clear title to the real estate described herein.
- 7. Form 706, United States Estate Tax Return, is not required to be filed for Doris L. Neal.

Further this affiant sayeth not. Dated this 23 day of August, 2016.

<u>Hloria J. Neal</u> Gloria I. Neal

Subscribed and sworn to before me and in my presence by the said Gloria J. Neal this 23 day of August, 2016.

ary 18, 2017

Joiary Public in and for the State of Iow