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County Recording Fee: \$17.00
Iowa E-Filing Fee: \$3.00
Combined Fee: \$20.00
Revenue Tax:
Delaware County, Iowa
Daneen Schindler RECORDER
BK: 2022 PG: 2680

Preparer: Matthew J. Kriegel, 1921 – 51st Street NE, Cedar Rapids, IA 52402, (319) 393-1020
Return To / Address Tax Statement: Marilyn J. Ormsby, 545 Knollwood Drive SE, Cedar Rapids, Iowa 52403

Affidavit Of Surviving Spouse For Change Of Title To Real Estate

This document corrects the Affidavit Of Surviving Spouse For Change Of Title To Real Estate filed for record on November 27, 2018 in Book 2018, Page 3366, of the Delaware County, Iowa Recorder's Office, in that it corrects the legal description.

STATE OF IOWA, COUNTY OF LINN, ss:

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

1. I am the surviving spouse of Mark A. Ormsby, who died on August 29, 2011.
2. The following described real estate was owned only by Mark A. Ormsby and this Affiant, as joint tenants with full rights of survivorship at the time of Mark A. Ormsby's death, all with Delaware County, Iowa Parcel No. 250250700500, and legally described as:

Lot 68, Turtle Creek Camp Replat filed of record in the office of the Delaware County Recorder at Book 1999 at page 4340;

And

Parcel I Part of Lot 67 of Turtle Creek Camp Replat, Section 25, T88N, R5W of the Fifth Principal Meridian, Delaware County, Iowa, according to Plat recorded in Book 2002, Page 4120 and all lake frontage running to the middle of the Maquoketa River bed with regard to the above-described real estate. Together with all easements and servient estates appurtenant thereto, and subject to covenants, easements and restrictions of record;

And

The lake frontage, measuring 91.71 feet, adjacent to: Lot 68, Turtle Creek Camp Replat filed of record in the Office of the Delaware County Recorder in Book 1999 at Page 4340 within the linear extensions of the existing boundary lines that extend to the lake frontage of the above-

described property to the water's edge, then from the water's edge to the middle of the Maquoketa River in directions forming right angles upon intersection with the middle thread of the Maquoketa River. This deed is subject to the following restrictions and covenants:

1. This Deed is given subject to the existing flood plain rights, and Grantees shall hold Grantor harmless with respect to flooding of the property conveyed.
2. The Grantees and their Successors are restricted from changing or altering this lake frontage without the prior written permission of the Grantor.
3. It is the intent of this Deed to extend any existing easements that run to Interstate Power Company's Lake Delhi property line across adjacent property to the water's edge.

3. Title was conveyed to the surviving spouse and decedent by documents filed for record in the Office of the Delaware County, Iowa Recorder, as follows:

- i. May 1, 1986, in Book 119, Page 26
- ii. December 23, 2002, in Book 2002, Page 4879
- iii. June 5, 2009, in Book 2009, Page 2245

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

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

6. An Iowa inheritance tax return is not required to be filed pursuant to section 450.22(3).

Marilyn J. Ormsby
Marilyn J. Ormsby

Signed and sworn to (or affirmed) before me on 8-30-22, by Marilyn J. Ormsby.

[Signature]
Notary Public In and for the State of Iowa

