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LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA

CHEK

Type of Document: AFFIDAVIT RE: OWNERSHIP

Frank Murray Smith, 4215 Hubbell Avenue, Des Moines, IA 50317, Phone: (515) 265-6210

Preparer Information: (Individual's Name, Street Address, City, Zip, Phone)

Marilyn A. Myers, 6702 Washington Avenue, Windsor Heights, IA 50324

Taxpayer Information: (Individual/Company Name, Street Address, City, Zip)

E/ Frank Murray Smith, 4215 Hubbell Avenue, Des Moines, IA 50317, Phone: (515) 265-6210

Return Document to: (Individual/Company Name, Street Address, City, Zip)

Grantors:

Wilma Maxine Busch
Declaration of Trust U/A DTD
September 6, 2007, Denny
Lowell Busch as Trustee

Grantees:

Marilyn A. Myers

Legal Description:

Book & Page Reference:

AFFIDAVIT RE: OWNERSHIP

STATE OF IOWA, COUNTY OF POLK, ss:

I, Marilyn A. Myers, being first duly sworn upon my oath do depose and state as follows:

1. Wilma Maxine Busch was the record owner of the following cemetery lots located in the Winterset Cemetery:

- [a] Lot Number 3B, Spaces 1 and 2 in the 1980 Addition;
- [b] Lot Number 4B, Spaces 1, 2, 3, and 4 in the 1980 Addition; and
- [c] Lot Number 3B, Spaces 3 and 4 in the 1980 Addition.

; and

2. On September 6, 2007, the said Wilma Maxine Busch transferred ownership of the above described cemetery lots to herself as Trustee of the *Wilma Maxine Busch Declaration of Trust U/A DTD September 6, 2007*; and

3. Wilma Maxine Busch died September 2, 2011, and Denny Lowell Busch became the successor Trustee of the *Wilma Maxine Busch Declaration of Trust U/A DTD September 6, 2007*; and

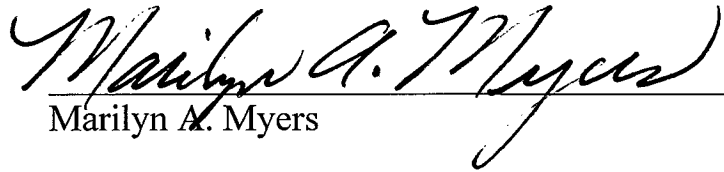
4. Disputes arose regarding the settlement of the final estate, affairs, and *Trust* of Wilma Maxine Busch between Denny L. Busch a/k/a Denny Lowell Busch and the undersigned; and

5. Said disputes ultimately resulted in a settlement whereby, among other things, I was awarded the above described cemetery lots; and

6. It is my desire to affirm and establish of record my ownership thereof.

7. Attached hereto and marked Exhibit 1 and by this reference made a part hereof is an *Ownership Transfer Certificate* confirming that I, Marilyn A. Myers, am the owner of the above described cemetery lots.

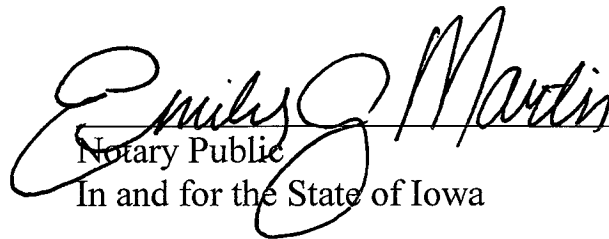
I certify under penalty of perjury and pursuant to the laws of the State of Iowa that the above and foregoing is true, accurate, and correct.


Marilyn A. Myers

STATE OF IOWA, COUNTY OF POLK, ss:

Subscribed and sworn to before me, a Notary Public in and for the State of Iowa, by the said Marilyn A. Myers on this 19th day of June, 2013.




Notary Public
In and for the State of Iowa

**Winterset Cemetery
502 N. 4th Street
Winterset, Iowa 50273**

OWNERSHIP TRANSFER CERTIFICATE

DESCRIPTION OF INTERMENT RIGHTS, MERCHANDISE AND SERVICES

Lot Number 3B, Spaces 1 and 2 in the 1980 Addition

and

Lots Number 4B, Spaces 1, 2, 3, 4 and Lot Number 3B, Spaces 3 and 4 in the 1980 Addition

OWNER INFORMATION & ATTESTATION

Name: Denny L. Busch, a/k/a Denny Lowell Busch, Successor Trustee of the Wilma Maxine Busch Declaration of Trust dated September 6, 2007

Address: 1821 Crest Avenue, P.O. Box 6363, St. Joseph, Missouri 64506

I/We, hereby attest that I/we are the owner(s) of the above-described interment rights, merchandise and services. I/We attest that no other person has any legal or equitable ownership interest therein. I/We relinquish all rights, interest and ownership therein and understand that this release and surrender is irrevocable.

Describe any necessary proof of ownership and any attached document(s) (such as the current certificate of ownership, if any, and/or a copy(ies) of any purchase agreements):

Cemetery Plots only; See Attached Certificates

I/We hereby release and hold Winterset Cemetery and its employees, officers, affiliates and agents harmless and indemnify the cemetery against any and all damages, injuries, claims, causes of action, demands, or liability of any kind whatsoever arising in whole or in part from this transfer of ownership.

ASSIGNMENT OF RIGHTS AND OWNERSHIP

I/We do hereby irrevocably give, assign and transfer any and all interest in the above-described interment rights, merchandise and services to the following individual(s):

Name: Marilyn A. Myers

Address: 6702 Washington, Windsor Heights, Iowa 50324

TRANSFER OF OWNERSHIP BY CEMETERY

Recording Fee \$_____

Winterset Cemetery agrees to transfer ownership, record the transaction and issue ownership documents for the above-described interment rights, merchandise and services to the following individual(s):

NAME: Marilyn A. Myers

ADDRESS: 6702 Washington, Windsor Heights, Iowa 50324

PHONE NUMBER(S): _____

This is a legally binding document for the irrevocable release and transfer of the above-described interment rights, merchandise and services.

DATE OF TRANSFER: _____

OWNER'S NAME: _____

OWNER'S ADDRESS: _____

OWNER'S PHONE NUMBER(S): _____

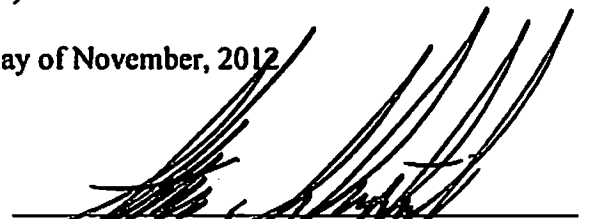
WILMA MAXINE BUSCH DECLARATION OF TRUST DATED SEPTEMBER 6, 2007



Denny L. Busch, a/k/a Denny Lowell Busch,
Successor Trustee

STATE OF IOWA)
COUNTY OF POLK) SS:
)

Sworn to before me this 27th day of November, 2012



Steven C. Despotovich, Notary Public
My Commission Expires: 07-24-14

WINTERSET CEMETERY

Dated: _____

BY: _____
Signature and title of cemetery's authorized individual

Know All Men By These Presents
That
The Winterset Cemetery Improvement Association
of Winterset, Madison County, Iowa

In consideration of the sum of Five Hundred and no/100----- (\$500.00.)
Dollars, to it in hand paid by Wilma M. Busch
does hereby sell and convey unto the said Wilma M. Busch
spaces 1 and 2 Lot Number 3A
in the 1920 addition to

The Winterset Cemetery
SOMETIMES KNOWN AS
Rock City Cemetery
OF WINTERSET, IOWA

a plat of which is maintained as a part of the records of the Winterset Cemetery Improvement Association in the office of its Secretary in Winterset, Madison County, Iowa, showing the original plat of said addition and such additional plats, replats and/or changes as have heretofore been, or may hereafter be, made relative to the original plat on and of the grounds of said addition to said cemetery.

This conveyance is made to and accepted by the grantee.. on the express condition that the same is to be used as a place of interment and subject to all the rules and regulations of said Cemetery Improvement Association which are of record in the office of the County Recorder of Madison County, Iowa, and, subject to such other regulations as have heretofore been, or may hereafter be, made by said Association affecting said cemetery.

The sum of \$...60.00 has been paid into the Permanent Fund of The Winterset Cemetery Improvement Association in full payment of all charges to the above named grantee for annual care of the cemetery space covered by this deed.

IN TESTIMONY WHEREOF the said Winterset Cemetery Improvement Association has hereunto signed its name by its President, and countersigned by its Secretary, on this 20 day of June..... A. D. 19-20

THE WINTERSET CEMETERY IMPROVEMENT ASSOCIATION

By George L. Montross....., President
George L. Montross

Countersigned by

Mary Jane Bennett....., Secretary
Mary Jane Bennett

STATE OF IOWA

COUNTY OF MADISON

ss.

On this 6th day of June....., A. D. 19-20,

before me appeared George L. Montross....., to me personally

known who, by me being duly sworn, did say that he is the
President of The Winterset Cemetery Improvement Association, and that
said instrument was signed in behalf of said corporation by authority of its
Board of Directors, and the said George L. Montross.....
acknowledged said instrument to be the voluntary act and deed of said
corporation, and, that said corporation has no corporate seal.

IN WITNESS WHEREOF I have hereunto affixed my Signature and official
seal at Winterset, Iowa.

Dave Nicholl Dave Nicholl
Notary Public in and for Madison County, Iowa

Know All Men By These Presents
That

The Winterset Cemetery Improvement Association
of Winterset, Madison County, Iowa

In consideration of the sum of One Thousand Five Hundred and no/100, 1500.00
Dollars, to it in hand paid by Wilma Busch
does hereby sell and convey unto the said Wilma Busch
spaces 1, 2, 3 & 4 Lot Number 4B
spaces 3 & 4 in the 1980 addition to

The Winterset Cemetery

SOMETIMES KNOWN AS

Rock City Cemetery

OF WINTERSET, IOWA

a plat of which is maintained as a part of the records of the Winterset Cemetery Improvement Association in the office of its Secretary in Winterset, Madison County, Iowa, showing the original plat of said addition and such additional plats, replats and/or changes as have heretofore been, or may hereafter be, made relative to the original plat on and of the grounds of said addition to said cemetery.

This conveyance is made to and accepted by the grantee... on the express condition that the same is to be used as a place of interment and subject to all the rules and regulations of said Cemetery Improvement Association which are of record in the office of the County Recorder of Madison County, Iowa, and, subject to such other regulations as have heretofore been, or may hereafter be, made by said Association affecting said cemetery.

The sum of \$ 180.00 has been paid into the Permanent Fund of The Winterset Cemetery Improvement Association in full payment of all charges to the above named grantee for annual care of the cemetery space covered by this deed.

IN TESTIMONY WHEREOF the said Winterset Cemetery Improvement Association has hereunto signed its name by its President, and countersigned by its Secretary, on this 20th day of May A. D. 1980.

THE WINTERSET CEMETERY IMPROVEMENT ASSOCIATION

By George L. Montross, President

Countersigned by

Mary Jane Benoit, Secretary

STATE OF IOWA

COUNTY OF MADISON

ss.

On this 20th day of May, A. D. 1980,

before me appeared George L. Montross, to me personally

known who, by me being duly sworn, did say that he is the President of The Winterset Cemetery Improvement Association, and that said instrument was signed in behalf of said corporation by authority of its Board of Directors, and the said George L. Montross acknowledged said instrument to be the voluntary act and deed of said corporation, and, that said corporation has no corporate seal.

IN WITNESS WHEREOF I have hereunto affixed my Signature and official seal at Winterset, Iowa.

Dave Nicholl Dave Nicholl
Notary Public in and for Madison County, Iowa