

IN THE IOWA DISTRICT COURT FOR POTTAWATTAMIE COUNTY
AT AVOCA

FILED
o'clock

OCT 26 1981

In the Matter of the Estate of)
A. L. CARLEY, Deceased.)

Probate No. 4958

Clerk of District Court
Pottawattamie County, Iowa

ORDER NUNC PRO TUNC

NOW on this 23 day of October, 1981, on application of Richard C. Turner for an order of this Court correcting the error in the legal description of the homestead property, the Court being fully advised in the premises, finds the incorrect legal description was:

West 73.5 feet of South 140 feet of Lot 3, Auditor's Subdivision of the East 2/3rds W 1/2 NE 1/4 SW 1/4 of Section 2, Twp. 74, Range 40, Pottawattamie County, Iowa.

The correct legal description is:

West 73.56 feet, Except the North 140 feet, of Lot 3, Auditor's Subdivision of the East 2/3rds W 1/2 NE 1/4 SW 1/4 of Section 2, Twp. 74, Range 40, Pottawattamie County, Iowa

IT IS HEREBY ORDERED, NUNC PRO TUNC, that wherever in said Estate the incorrect legal description appears, the correct legal description is substituted, and title is transferred hereby to Zaidee L. Carley.


KEITH E. BURGETT, JUDGE

7-137

IN THE DISTRICT COURT OF THE STATE OF IOWA AND FOR
POTTAWATTAMIE COUNTY

* *
IN THE MATTER OF THE ESTATE

of

A. L. CARLEY, DECEASED

FILED
FEB 23 1968
10 O'CLOCK
CLERK DISTRICT COURT
ORDER
Probate # 4958

* * *
Now, on this 23 day of February, 1968, there was
presented to the Court the Application of the executors of
the above entitled estate, for sale of the following described
real estate, to-wit:

SE $\frac{1}{2}$ SE $\frac{1}{4}$ of Section 11; N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section
14 and SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 14, all in Twp. 74,
Range 41, Pottawattamie County, Iowa,

and to set aside the following described real estate, to-wit:

West 73.5 feet of south 140 feet of Lot 3,
Auditor's Subdivision of the east $\frac{2}{3}$ W $\frac{1}{2}$ NE $\frac{1}{4}$
SW $\frac{1}{4}$ of Section 2, Twp. 74, Range 40,
Pottawattamie County, Iowa,

to the surviving spouse, Zaidee Carley, as part of her share
of the aforesaid estate, and

IT APPEARS TO THE COURT that Notice of time and place
of hearing has been given to all of the devisees and interested
parties herein in the time and manner provided by law and
there have been no objections or appearances made in response
thereto, and

UPON BEING FULLY ADVISED IN THE PREMISES, the Court
finds that said Application is proper and the same should be

and is hereby approved, and

IT IS HEREBY ORDERED^G that the executors be and they are hereby authorized to sell the following described premises, to-wit:

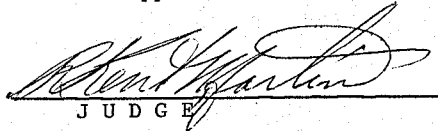
$8\frac{1}{2}$ SE $\frac{1}{4}$ of Section 11; N $\frac{1}{2}$ NE $\frac{1}{4}$ of Section 14,
and SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 14, all in Twp. 74,
Range 41, Pottawattamie County, Iowa,

for purposes of settling decedent's estate and in accordance with the terms and conditions of decedent's Last Will and Testament, duly admitted to probate herein, and

IT IS FURTHER ORDERED that there be set aside to the surviving spouse, ZAIDEE CARLEY, as part of her share of this estate, the residence real estate of decedent in the Town of Carson, Iowa, described as follows, to-wit:

West 73.5 feet of south 140 feet of Lot 3,
Auditor's Subdivision of the east $\frac{2}{3}$ W $\frac{1}{2}$
NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 2, Twp. 74, Range 40,
Pottawattamie County, Iowa,

the same being set aside to her at the appraised value of \$10,000.00. ^B


J U D G E

IN THE IOWA DISTRICT COURT
POTTAWATTAMIE COUNTY, IOWA

STATE OF IOWA,

In the Matter of the Estate of A. L.

Pottawattamie

County

SS.

Carley, Deceased.

#4958

TO THE COUNTY AUDITOR OF POTTAWATTAMIE COUNTY, IOWA:

I hereby certify that the title to the real estate hereinafter described, has been changed and established in (1)

L.
Zaidee Carley

and in accordance with the provisions of Section 558.66, of the Code, of the State of Iowa, you are therefore required on payment of a transfer fee of 5.00 , to enter the same upon the transfer books as provided for in the transfer of deeds.

The description of the real estate hereinabove referred to, is as follows: (2) West 73.56 feet, Except the North 140 feet, of Lot 3, Auditor's Subdivision of the East 2/3 rds. W $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 2, Twp. 74, Range 40, Pottawattamie County, Iowa,

1B - 741

in Pottawattamie County, Iowa.

The change of title to the above described real estate was made as follows: (3) Per Order Nunc Pro Tunc filed 10-26-81 and recorded in Avoca Probate Record Book 7, page 137.

IN TESTIMONY WHEREOF, I have hereunto attached my official signature and affixed my official seal, on this 28th day of October, 19 81

DONALD J. DIWOKY

Clerk District Court.

By Sandra Randall

Deputy.

(1) Give full name of person in whose name the title is established.

(2) Give full description of real estate.

(3) Show how the change of title was made; if by will, give name of testator and action of court thereon (with dates), and if by decree of Court, state the title of the action, giving dates and a brief synopsis of the decree.

00010015712

CHANGE OF TITLE

A. J. Cady

TO

David A. Cady

Filed in my office Mar 30

1981, at 8 o'clock A. M.

David A. Cady
County Auditor.

of 1st County, Iowa.

Entered for taxation this 30

day of December A. D. 1981

David A. Cady
Auditor.By Mark A. Cady
Deputy.

Section 666.14, Change in Title — Certification. Where the title of any real estate is finally established in any person or entity, the county auditor shall certify the title to the county auditor. The title shall be certified to the county auditor by the county auditor, or by a person authorized by the county auditor, under the seal of said court, to the county auditor of the county in which said land is located.