Book 2009 Page 4295
Document 2009 GWH-4295 Type 53 001 Pages 8
Date 11/17/2009 Time 9:39:00AM
Rec Amt $.00

DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

REAL ESTATE TRANSFER - GROUNDWATER HAZARD STATEMENT
TO BE COMPLETED BY TRANSFEROR

TRANSFEROR:
Name Paul Scherbring and Vernamae Scherbring

Address 1624 300 Avenue, Dyersville, IA 52040
Number and Street or RR | City, Town or P.O. | State | Zip

TRANSFEREE:
Name Kelli K. Harter

Address 3031 160th Street, Dyersville, IA 52040
Number and Street or RR | City, Town or P.O. | State | Zip

Address of Property Transferred:
1624 300th Avenue, Dyersville, IA 5040
Number and Street or RR | City, Town, or P.O. | State | Zip

Legal Description of Property: (Attach if necessary) The North one-half (N 1/2) of Lot Two (2) of the Subdivision of the Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of Section Four (4), Township Eighty Nine (89) North, Range Three (3), West of teh Fifth P.M., according to plat recorded in Book A Plats, Page 3, subject to easements of record.

1. **Wells (check one)**
   - ☐ There are no known wells situated on this property.
   - ☒ There is a well or wells situated on this property. The type(s), location(s) and legal status are stated below or set forth on an attached separate sheet, as necessary.
2. **Solid Waste Disposal (check one)**
   - ☐ There is no known solid waste disposal site on this property.
   - ☒ There is a solid waste disposal site on this property and information related thereto is provided in Attachment #1, attached to this document.
3. **Hazardous Wastes (check one)**
   - ☒ There is no known hazardous waste on this property.
   - ☐ There is hazardous waste on this property and information related thereto is provided in Attachment #1, attached to this document.
4. **Underground Storage Tanks (check one)**
   - ☒ There are no known underground storage tanks on this property. (Note exclusions such as small farm and residential motor fuel tanks, most heating oil tanks, cisterns and septic tanks, in instructions.)
   - ☐ There is an underground storage tank on this property. The type(s), size(s) and any known substance(s) contained are listed below or on an attached separate sheet, as necessary.

5. Private Burial Site (check one)

- ☒ There are no known private burial sites on this property.
- ☐ There is a private burial site on this property. The location(s) of the site(s) and known identifying information of the decedent(s) is stated below or on an attached separate sheet, as necessary.

6. Private Sewage Disposal System (check one)

- ☐ There are no known private sewage disposal systems on this property.
- ☒ There is a private sewage disposal system on this property. A certified inspector's report is attached which documents the condition of the private sewage disposal system and whether any modifications are required to conform to standards adopted by the Department of Natural Resources. A certified inspection report must be accompanied by this form when recording.
- ☐ There is a private sewage disposal system on this property. Weather or other temporary physical conditions prevent the certified inspection of the private sewage disposal system from being conducted. The buyer has executed a binding acknowledgment with the county board of health to conduct a certified inspection of the private sewage disposal system at the earliest practicable time and to be responsible for any required modifications to the private sewage disposal system as identified by the certified inspection. A copy of the binding acknowledgment is attached to this form. When the inspection is completed, an amended Groundwater Hazard Statement shall be recorded with the certified inspection and shall include the document numbers of both the real estate transfer document and the original Groundwater Hazard Statement.
- ☐ There is a private sewage disposal system on this property. The building to which the sewage disposal system is connected will be demolished without being occupied. The buyer has executed a binding acknowledgment with the county board of health to demolish the building within an agreed upon time period. A copy of the binding acknowledgment is provided with this form.
- ☐ This property is exempt from the private sewage disposal inspection requirements pursuant to the following exemption: _____.
- ☐ The private sewage disposal system has been installed within the past two years pursuant to permit number _____.

Information required by statements checked above should be provided here or on separate sheets attached hereto:

_____

_____

_____

_____

_____

_____

I HEREBY DECLARE THAT I HAVE REVIEWED THE INSTRUCTIONS FOR THIS FORM
AND THAT THE INFORMATION STATED ABOVE IS TRUE AND CORRECT.

Signature: R. E. Watson P.O.A. Telephone No.: 563-590-8690
(Transferor or Agent)

GROUNDWATER HAZARD STATEMENT

ATTACHMENT #1

NOTICE OF WASTE DISPOSAL SITE

a. Solid Waste Disposal (check one)

- ☐ There is a solid waste disposal site on this property, but no notice has been received from the Department of Natural Resources that the site is deemed to be potentially hazardous.
- ☒ There is a solid waste disposal site on this property which has been deemed to be potentially hazardous by the Department of Natural Resources. The location(s) of the site(s) is stated below or on an attached separate sheet, as necessary.

b.. Hazardous Wastes (check one)

- ☐ There is hazardous waste on this property and it is being managed in accordance with Department of Natural Resources rules.
- ☐ There is hazardous waste on this property and the appropriate response or remediation actions, or the need therefore, have not yet been determined.

Further descriptive information:

attached

I HEREBY DECLARE THAT I HAVE REVIEWED THE INSTRUCTIONS FOR THIS FORM
AND THAT THE INFORMATION STATED ABOVE IS TRUE AND CORRECT.

Signature: R. E. Watson P.O.A. Telephone No.: 563-590-8690
(Transferor or Agent)

Time of Transfer Inspection Report (DNR Form 542-0191)

Property information

Current owner __**Paul Scherbring- Rich Watson =Power of Attorney**_____
Buyer _____**Unkown at the Time**_ Realtor _**Mike Koehler - Auctioneer**
Mailing address _____

Site Address/County __**1624 300th Ave. Dyersville, IA 52040**
Legal Description _____
No. of bedrooms _**2**__ Last occupied? __45 days___ Records available __No_____
Permit/installation date ___**None**_____ Separation distances ok/ no? ____**NO**_____

Septic system information

Septic tank(s): size __**500**_____ material __**STEEL**____ condition __**Caving In**
Tank pumped? _**NO**____ date _____ licensed pumper _____
Septic/trash/processing tank: size _____ material _____ condition _____
Tank pumped? _____ date _____ licensed pumper _____

Aerobic treatment unit (ATU) mfgr _____ size _____
Tank pumped? _____ date _____ licensed pumper _____
Maintenance contract? _____ expiration date _____ service provider _____
Condition __ _____

Pump tanks/vaults: type _____ size _____ condition _____
Distribution system: distribution box _**NONE**_ outlets used ____ condition _____
Header pipe(s) _____ # of lines _____ Pressure dosed? _____

Secondary treatment:
length of absorption fields _NONE_____ determined by _Digging_____
condition of fields _____ determined by _____
type of trench material _____

Size of sand filter _____ determined by _____
Vent pipes above grade? _____ discharge pipe located? _____
Effluent sample taken? _____ Results _____

Media filters: type _____
Maintenance contract? _____ expiration date _____ service provider _____
Condition __ _____

NPDES General Permit No. 4: required? _____ permitted? _____ NOI provided _____

Time of Transfer Inspection Report

Other components:
Alarms _____ Working? _____ disinfection _____ working? _____

Control box _____ Timers_____ inspection ports _____

Other components _____

Overall condition of the private sewage disposal system _____

Report system status _**NEEDS A COMPLETE NEW COUNTY APPROVED SEPTIC**

Explain (attach additional pages as needed) ___**See Attached Narrative Report**____
_____

Comments: _____
_____

Site status at conclusion of Time of Transfer inspection:

1. Verify that controls are set on the appropriate mode.
2. Power is on to all components.
3. Revisit all components to verify lids are secure.
4. Gather all tools for removal from the site.
5. Verify that no sewage is on the ground surface.

Using this worksheet, write a narrative report of the inspection results and attach a site sketch.

This report indicates the condition of the private sewage disposal system at the time of the inspection. It does not guarantee that it will continue to function satisfactorily.

Signature of Certified inspector: _____ Date: 9-11-09
Name (print): ___Corey Groth_____ Certificate #: __**8810**_____
Address: _____1690 165th Street Manchester, IA 52057_____
Phone # ___563-927-5823_____

Provide a copy of this report, the narrative report and sketch to the seller/agent, buyer/agent, the county sanitarian/environmental health office, county Recorder in the county the inspection was conducted and to;

Iowa DNR Onsite Wastewater Program
502 E. 9th St.
Des Moines, IA 50319

GROTH SERVICES

09-11-2009 INSPECTION REPORT

Paul Scherbring Property
Rich Watson= Power of Attorney
1624 300th Ave.
Dyersville, IA 52040

HOME DESCRPTION:

This address is right in the small town of Petersburg. Single story 2 bedroom home, 1 bath. Full unfinished Basement. Water softener waste discharges into floor drain. Kitchen sink and Wash machine is plumbed into a separate bypass tile line. 500 gallon single compartment STEEL tank that is collapsing. Also of note is a Common Tile line coming down hill into this properties right of way, and hooks into this properties septic tank inlet.

Distance from tank to deep well is only 30'

CONDITION:

Very poor and structurally unsafe Steel tank. It is not a State of Iowa nor Delaware County approved septic system. Also it fails to have a secondary treatment system. The lot is only 100'x100' and has a well on it, so a normal conventional septic system is not a option because of separation distances.

I Recommend the one of the following that either the buyer or seller will have to do to make this a legal sewer:

1) Install a new septic system that would allow secondary treatment to be as close as 55' from well. Re-plumb all wastewater (washer/ kitchen sink) into this new system. Pump, lime stabilize and backfill old steel tank.

2) Sign a agreement with Delaware county and have it notarized saying that the building is going to be razed or bulldozed within the time frame the county sets.

Let it be known that the buyer/ seller/ and auctioneer understand that this property will need one of these two actions taken within a short time period after

the sale of house. Delaware County Health and Sanitation department will follow up on this to make sure that it is a legal State of Iowa onsite septic system. Buyer needs to contact Dennis Lyons at 563-927-5925 within 30 days of property transfer to notify buyers intent.

Company Disclaimer

Based on what we were able to observe and our experience with on-site wastewater technology, we submit this sanitary sewage disposal system inspection report based on the present condition of the on-site sewage disposal system. Groth Services has not been retained to warrant, guarantee, or certify the proper functioning of the system for any period of time in the future. Because of the numerous factors (usage, soil characteristics, previous failures, ect.) which effect the proper operation of a septic system as well as the inability of our Company to supervise or monitor the use or maintenance of the system, this report shall not be construed as a warranty by our Company that the system will function properly for any particular buyer. Groth Services DISCLAIMS ANY WARRANTY, either expressed or implied, arising from the inspection of the septic system or this report. We are also not ascertaining the impact the system is having on the ground water.

I have studied the information contained herein and that my assessment is honest, thorough, and, to the best of my ability correct.

Certified by Corey J Groth # 8810

_____ **DATE** 9-11-09

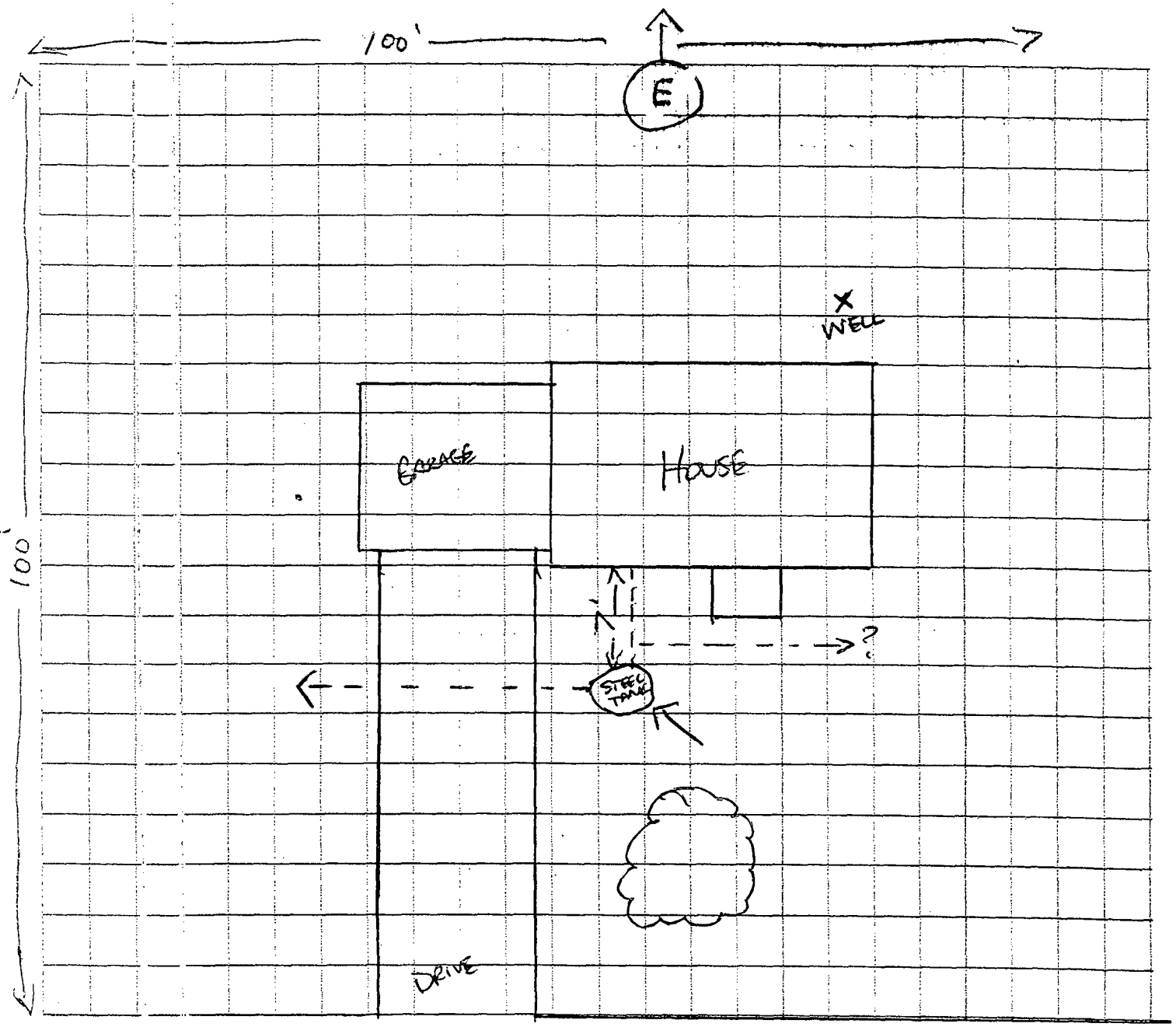
This report may not be copied without written approval from Groth Services.

GROTH SERVICES

TIME OF TRANSFEI INSPECTION MAP

DATE 9-11-09 SELLER SCHOEBERG/WATSON BUYER (AUCTION)

ADDRESS 1624 300TH AVE CITY DYERSVILLE IA



563-927-5823 OFFICE 800-790-5823 TOLL FREE PROFESSIONAL IOWA ONSITE CERTIFIED INSPECTORS

Dan Nelson State of Ia. D.N.R. 515 281 8263