Book 2010 Page 1157
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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

REAL ESTATE TRANSFER - GROUNDWATER HAZARD STATEMENT

TO BE COMPLETED BY TRANSFEROR

TRANSFEROR:
Name Hoeger Realty, L.L.C.

Address P.O. Box 203, Delhi, Iowa 52223
Number and Street or RR | City, Town or P.O. | State | Zip

TRANSFEREE:
Name Riverdream Properties, L.L.C.

Address 2255 Kerper Blvd., Dubuque, IA 52001
Number and Street or RR | City, Town or P.O. | State | Zip

Address of Property Transferred:
504 3rd Street, Delhi, IA 52223
Number and Street or RR | City, Town, or P.O. | State | Zip

Legal Description of Property: (Attach if necessary) See 1 in Addendum

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:

One (1) 12,000 gallon tank - fiberglass and steel containing gasoline

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

Signature: Virginia M. Hoegh Member (Transferor or Agent) Telephone No.: 563-920-5538

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FILE WITH RECORDER **DNR form 542-0960 (June 26, 2009)**

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:
One (1) 12,000 gallon tank - fiberglass and steel containing gasoline

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

Signature: Virginia M. Hoegger Member Telephone No.: 563-920-5598
(Transferor or Agent)

Addendum

1. Lots Five (5) and Six (6), except the North thirty six (36) feet thereof, and also except the South seven (7) feet of said Lot Six (6), all in Block Three (3), Delhi, Iowa, according to plat recorded in Book A L.D., Pages 128-129.

   Including a permanent easement for unrestricted use by vehicles over and across the following described real estate:

   The South Seven (7) feet of Lot Six (6), the South Sixteen (16) feet of the North sixty (60) feet of Lot Seven (7), the South Sixteen (16) feet of the North sixty (60) feet of the West one-third (W1/3) of Lot Eight (8), the East twelve (12) feet of the North forty four (44) feet of the West one-third (W1/3) of Lot Eight (8), the East twenty two (22) feet of the West eighty eight (88) feet of the alley lying between Lots Five (5) and Six (6) on the North and Lots Seven (7) and Eight (8) on the South, and the North nine (9) feet of the West sixty six (66) feet of the alley lying between Lots Five (5) and Six (6) on the North and Lots Seven (7) and Eight (8) on the South, all in Block Three (3), Delhi, Iowa, according to plat recorded in Book A L.D., Pages 128-129.

   And further including an easement for a gas station sign or any replacement thereof as provided in the Warranty Deed recorded in Book 2002, Page 629 to a portion of the following described real estate:

   The North thirty-six (36) feet of Lots Five (5) and Six (6) in Block Three (3), Delhi, Iowa, according to plat recorded in Book A, L.D., Pages 128-129.