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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 YBB Enterprises, L.L.C., an Iowa Limited Liability Company

Address 18175 - 222nd Street, Manchester, Iowa 52057

Number and Street or RR | City, Town or P.O. | State | Zip

TRANSFEREE:

Name Richard N. Smith

Address 22118 - 181st Avenue, Manchester, Iowa 52057

Number and Street or RR | City, Town or P.O. | State | Zip

Address of Property Transferred:
181st Avenue, Manchester, Iowa 52057

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)

- ☐ All buildings on this property are served by a public or semi-public sewage disposal system.
- ☒ This transaction does not involve the transfer of any building.
- ☐ There is a building served by private sewage disposal system on this property or a building without any lawful sewage disposal system. 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 building served by 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.
- ☐ There is a building served by private sewage disposal system on this property. The buyer has executed a binding acknowledgment with the county board of health to install a new private sewage disposal system on this property within an agreed upon time period. A copy of the binding acknowledgment is provided with this form.
- ☐ There is a building served by 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. [Exemption #9]
- ☐ This property is exempt from the private sewage disposal inspection requirements pursuant to the following exemption [Note: for exemption #9 use prior check box]: _____.
- ☐ 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: _____ Telephone No.: (563) 927-4155
(Transferor or Agent)

FILE WITH RECORDER

DNR form 542-0960 (Sept. 1, 2010)

Addendum

1. PARCEL D, ALL OF LOT 10 OF OAK WAY EXTENSION AND PART OF THE NORTHWEST FRACTIONAL QUARTER (NW FRL.¼) OF SECTION FOUR (4), TOWNSHIP EIGHTY-EIGHT NORTH (T88N), RANGE FIVE WEST (R5W) OF THE FIFTH PRINCIPAL MERIDIAN, DELAWARE COUNTY, IOWA, containing a total of 0.20 acres, subject to easements of record, and more specifically described by metes and bounds as follows:

   Beginning at the Northerly most corner of Lot 10 of Oak Way Extension as recorded in Book 4 of Plats, Page 112 in the Office of the Delaware County Recorder, also being the Northeast Corner of Lot 1, Block 1, of Oak Way Subdivision as recorded in Book 3 of Plats, Page 16 in the Office of the Delaware County Recorder;

   THENCE South 85° 36' 53" East along the Easterly extension of the Northerly Line of said Oak Way Subdivision, 65.00 feet;

   THENCE South 05° 07' 39" West, to the Easterly extension of the Southerly Line of said Lot 10, 148.01 feet;

   THENCE along the Easterly extension of the Southerly Line of said Lot 10, North 88° 37' 52" West, to the Southeast corner of said Lot 10, 50.21 feet;

   THENCE along the Southerly Line of said Lot 10, North 88° 37' 52" West, to the Southwesterly corner of said Lot 10, 2.30 feet;

   THENCE along the Westerly Line of said Lot 10, also being the Easterly Line of said Lot 1, North 00° 20' 47" West, 151.13 feet to the POINT OF BEGINNING;

   Containing a total of 0.20 acres and subject to easements of record.

   The Northerly Line of Oak Way Subdivision is assumed to bear South 85° 36' 53" East.

   According to plat recorded in Book 2009, Page 4255 of the records of the Delaware County Recorder.