Book 2010 Page 3118
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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 Estate of Barbara J. Dye

Address c/o Sarah Martin, 20649 247th Street, Delhi, Iowa 52223

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

TRANSFEREE:

Name Sarah Martin et al.

Address 20649 247th Street, Delhi, Iowa 52223

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

Address of Property Transferred:
20649 247th Street, Delhi, Iowa 52223

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

Legal Description of Property: (Attach if necessary) Lot Thirty-eight (38), Lot Thirty-nine (39) and that part of Lot Thirty (30) described as commencing on the Southwesterly line of said Lot Thirty (30) at the point of intersection with the line between Lots Eighteen (18) and Thirty-nine (39), running thence
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]: Exemption #3 - Estate.
- ☐ 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:

15 -20 feet south of the front of the house

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.: (503) 927-4164

(~~Transferor or Agent~~) Atty for Estate

FILE WITH RECORDER **DNR form 542-0960 (Sept. 1, 2010)**

Addendum 1/2

1. Northwesterly along the line between Lots Eighteen (18) and Thirty (30) a distance of 33.1 feet to land conveyed to Gerald and Marie Schoon by quit claim deed recorded in Book 86 Page 234 of the Deed records in the office of the Recorder, Delaware County, Iowa, running thence at right angles Northeasterly along line of said land conveyed to said Schoons a distance of 80 feet, thence at right angles Southeasterly 120.7 feet, thence at right angles Southwesterly 80 feet to the Southwesterly line of said Lot Thirty (30), thence Northwesterly along the line between said Lots Thirty (30) and Thirty-nine (39) a distance of 87.6 feet to the point of beginning, all in the Cedars Subdivision of that part of the Northwest Quarter (NW¼) of the Southeast Quarter (SE¼) of Section Fourteen (14), Township Eighty-eight North (T88N), Range Five West (R5W) of the 5th P.M., Delaware County, Iowa, laying East of the Maquoketa River according to plat recorded in Book 2 Plats Page 91-92, Except that part of Lot Thirty (30) described as commencing on the Southwesterly line of said Lot Thirty (30) at a point of intersection with the line between Lots Eighteen (18) and Thirty-nine 1. (39) and running thence Northwesterly along the line between Lots Eighteen (18) and Thirty (30) a distance of 18.7 feet, being the point of beginning, continuing thence Northwesterly along the line between said Lots Eighteen (18) and Eight (30) a distance of 14.4 feet, thence at right angles northeasterly a distance of 80.0 feet, thence in a straight line southwesterly to the point of beginning, AND That part of Lot Eighteen (18) described as commencing at a point on the Southwesterly line of Lot Thirty (30) at the point of intersection with the line between Lots Eighteen (18) and Thirty-nine (39), and running thence Southwesterly along the line between Lots Eighteen (18) and Thirty-nine (39) to the Southernmost corner of Lot Eighteen (18), running thence in a straight line Northeasterly to a point on the line between said Lots Eighteen (18) and Thirty (30) which is 18.7 feet Northwesterly from the point of beginning, running thence Southeasterly along the line between said Lots Eighteen (18) and Thirty (30) a distance of 18.7 feet to the point of beginning, all in the Cedars Subdivision of that part of the Northwest Quarter (NW¼) of the Southeast Quarter (SE¼) of Section Fourteen (14), Township Eighty-eight North (T88N), Range Five West (R5W) of the 5th P.M., Delaware County, Iowa, laying East of the Maquoketa River, according to Consent of Owners and Plat recorded in Book 2 Plats, Page 91-92. All of the afore-described property being now known as follows: Lot Thirty-eight (38) and Parcel X, being comprised of all of Lot Thirty-nine (39), part of Lot Eighteen (18) and part of Lot Thirty (30), all in the Cedars Subdivision, Section Fourteen (14), Township Eighty-eight North (T88N), Range Five West (R5W) of the 5th P.M., Delaware County, Iowa, according to plat recorded in Book 2002, Page 4904;

   AND

   The roadway appearing herein, providing access to public highway, (originally Lot 31 in the Cedars Subdivision of that part of the Northwest Quarter (NW¼) of the Southeast Quarter (SE¼) of Section Fourteen (14), Township Eighty-eight North (T88N), Range Five West (R5W) of the 5th P.M., Delaware County, Iowa, laying East of the Maquoketa River according to plat recorded in Book 2 Plats, Pages 91-92), and that part of the Northeast

Addendum 2/2

Quarter (NE¼) of the Southeast Quarter (SE¼) of said Section Fourteen (14) and the Northwest Quarter (NW¼) of the Southwest Quarter (SW¼) of Section Thirteen (13), Township Eighty-eight North (T88N), Range Five West (R5W) of the 5th P.M., Delaware County, Iowa, described as commencing at the Southwest Corner of the Northeast Quarter (NE¼) of said Southeast Quarter (SE¼), thence North 30 feet, thence East to the existing highway, thence South 30 feet, thence West to the point of beginning, except that portion located within Parcel Q, per plat recorded in Book 2001, Page 1561, subject to easements of record and for use in common with others rightfully using the same.