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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 U.S. Bank, N.A.

Address 4801 Frederica Street, Owensboro, KY 42301
Number and Street or RR | City, Town or P.O. | State | Zip

TRANSFEREE:
Name Secretary of Housing and Urban Development of Washington, D.C.

Address c/o Best Assets, 501 Marquette Avenue, Suite 1200, Minneapolis, MN 55402
Number and Street or RR | City, Town or P.O. | State | Zip

Address of Property Transferred:
107 Oak Court, Manchester, IA 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]: FORECLOSURE RESALE.
- ☐ 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: James V. Jansone, Jr. (Transferor or Agent) Telephone No.: (515) 243-7100

Attorney for Seller

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

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:

ABOVE UNKNOWN TO SELLER AS PROPERTY ACQUIRED THROUGH FORECLOSURE.

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

Signature: James V. Darrow, Jr. Telephone No.: (515) 243-7100
(Transferor or Agent)
Attorney for Seller

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

Addendum

1. THAT PART OF THE SOUTH HALF (S 1/2) OF THE SOUTHEAST QUARTER (SE 1/4) OF THE NORTHEAST QUARTER (NE 1/4) OF SECTION 29, TOWNSHIP 89 NORTH, RANGE 5, WEST OF THE FIFTH P.M., AND LOT SEVENTEEN (17) OF THE SUBDIVISION OF PART OF THE NORTH HALF (N 1/2) OF THE SOUTHEAST QUARTER (SE 1/4) AND THE SOUTH HALF (S 1/2) OF THE NORTHEAST QUARTER (NE 1/4), SECTION 29, TOWNSHIP 89 NORTH, RANGE 5 WEST OF THE FIFTH P.M., DESCRIBED AS COMMENCING AT A POINT ON THE SOUTH LINE OF CLARA AVENUE, 132 FEET WEST OF THE WEST LINE OF NEW STREET, THENCE SOUTH 100 FEET TO THE POINT OF BEGINNING, THENCE SOUTH 89 FEET, THENCE WEST 117.15 FEET, THENCE NORTH 89 FEET, THENCE EAST 117.15 FEET TO BEGINNING, SUBJECT TO EASEMENT OF RECORD. (NOTE: THE WEST 20 FEET THEREOF ARE USED FOR STREET PURPOSES.)
   BEING THE SAME PROPERTY CONVEYED TO LOWELL GARY SPITTLER AND DAWN M. SPITTLER BY DEED FROM IN THE MATTER OF THE ESTATE OF OLIVE E. RYAN RECORDED 07/10/1997 IN DEED BOOK 138 PAGE 174, IN THE RECORDER'S OFFICE OF DELAWARE COUNTY, IOWA.