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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 Mary Lou Kaiser

Address 124 Rays Court Manchester Iowa 52057
Number and Street or RR | City, Town or P.O. | State | Zip

TRANSFEREE:

Name James E. Hoeger and Diane M. Hoeger

Address 2846 245th St., Earlville, IA 52041
Number and Street or RR | City, Town or P.O. | State | Zip

Address of Property Transferred:
2479 270th Ave., Earlville, IA 52041
Number and Street or RR | City, Town, or P.O. | State | Zip

Legal Description of Property: (Attach if necessary) See EXHIBIT A attached hereto for full legal description

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:

WELL LOCATION: Appx 40' west of house, deep well in working order.

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

Signature: Mary Lou Kaisen (Transferor or Agent) Telephone No.: (563) 927-2654

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

LEGAL DESCRIPTION
JAMES E. HOEGER

The South three hundred thirty (330) feet of the Southwest Quarter (SW¼) of the Southeast Quarter (SE¼) of Section Eleven (11), and the Southeast Quarter (SE¼) of the Southeast Quarter (SE¼) of Section Eleven (11) except five (5) acres in square form in the Northeast corner of said Southeast Quarter (SE¼) of the Southeast Quarter (SE¼), and except commencing at the Northwest corner of said five (5) acre tract and running from thence West one hundred nine (109.0) feet, thence South two hundred ten (210.0) feet, thence Southeasterly to a point two hundred ninety four (294.0) feet South of the point of beginning, thence North to the point of beginning; also that part of said five (5) acre tract previously excepted that lies South and East of the highway running in a Southwesterly and Northeasterly direction across said five (5) acre tract and also that part described as commencing at the Southwest corner of said five (5) acre tract and running thence North one hundred eighty five (185.0) feet to a point two hundred ninety four (294.0) feet South of the North line of said Southeast Quarter (SE¼) of the Southeast Quarter (SE¼), thence in a Southeasterly direction to a point on the East side of the highway above described one hundred fifty eight (158.0) feet Northeast of the point of beginning, thence in a Southwesterly direction one hundred fifty eight (158.0) feet to the point of beginning; and the Northwest Quarter (NW¼) of the Northeast Quarter (NE¼) of Section Fourteen (14), all in Township Eighty Eight (88) North, Range Four (4), West of the Fifth P.M., except all that part of the Southeast Quarter (SE¼) of the Southeast Quarter (SE¼) of said Section Eleven (11), lying East of the County Road,

IOWA DEPARTMENT of NATURAL RESOURCES
TIME of TRANSFER INSPECTION WAIVER
For BUILDING DEMOLITION
542-0063

The Delaware County Board of Health and the buyer of the property referenced below enter into the following agreement:

It is understood that Iowa Code 455B.172(11) requires an inspection of the private sewage disposal system on all properties not specifically exempted in Iowa at the time of transfer.

The property located at 2379 270th Ave Earlville, Iowa is subject to t his inspection and the buyer, Jim & Diane Hoeger, shall not occupy the dwelling located on this property and shall demolish said dwelling by the 1st day of July, 20 11

It is hereby agreed that the time of transfer inspection and upgrading of the private sewage disposal system serving this property will not be required as long as the dwelling is not occupied and is removed by the 1st day of July, 20 11.

Dated the 27 day of October, 20 10.

James E Hoeger Diane Hoeger
BUYER

Dennis Lyons
COUNTY BOARD OF HEALTH or
AUTHORIZED REPRESENTATIVE

This instrument was acknowledged before me on October 27, 20 10

by Julia L. Hackbarth

JULIA L. HACKBARTH
Commission Number 169605
MY COMMISSION EXPIRES
MAY 24, 2011

Julia L. Hackbarth
Notary Public