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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 H and H Investment, Inc

Address P.O. Box 559 (Number and Street or RR) Manchester (City, Town or P.O.) Ia (State) 52057 (Zip)

TRANSFEREE:

Name Bennie G. and Lydia J. Borntrager

Address 25576 Horseshoe Road (Number and Street or RR) Edgewood (City, Town or P.O.) Ia (State) 52042 (Zip)

Address of Property Transferred:

250th Street and 220th Ave. (Number and Street or RR) Delhi (City, Town, or P.O.) Ia (State) 52223 (Zip)

Legal Description of Property: (Attach if necessary) See Exhibit A

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: Barb Sailer First State Realty Telephone No.: (563) 927-3357
(Transferor or Agent)

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

EXHIBIT A

PARCEL N, PART OF THE NE1/4 AND PART OF THE SE1/4 SECTION 19, T88N, R4W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA, ACCORDING TO THE PLAT RECORDED IN BOOK 2011, PAGE 870, TOGETHER WITH AND SUBJECT TO COVENANTS, CONDITIONS, EASEMENTS AND RESTRICTIONS OF RECORD; ALSO AN ACCESS EASEMENT OVER PARCEL U, PART OF THE NW 1/4-SW1/4 SECTION 20, T88N, R4W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA, ACCORDING TO PLAT RECORDED IN BOOK 2008, PAGE 1658, SUBJECT ALSO TO AND CONDITIONED UPON THE ACCESS AND UTILITY EASEMENT AGREEMENT AND MAINTENANCE AGREEMENT SERVING PARCEL N AND THE ADJOINING PARCEL K, IN PARCEL U, PART OF THE NW1/4 SW1/4 SECTION 20, T88N, R4W OF THE FIFTH P.M., DELAWARE COUNTY, IOWA.

THIS CONVEYANCE IS FURTHER SUBJECT TO THE RESTRICTION THAT BUYERS SHALL PERPETUALLY MAINTAIN AND REPAIR BOTH EROSION CONTROL DAMS UPON THE REAL ESTATE.

Additional Groundwater Hazard Information

1. Wells: Well is located 50 feet west of the northwest corner of Parcel U. Well has not been used or tested for over three years. The real estate is being sold with this well in its "as is" condition, and Buyers assume all present and future responsibility therefor.

2. Solid Waste:

3. Hazardous Waste:

4. Underground Storage Tanks:

5. Private Burial Sites:

Other information: