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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 Maysel McCloud Estate

Address c/o Edward McCloud, 1367 300th St, Ryan IA 52330

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

TRANSFEREE:

Name Mitchell J. Ries

Address 3601 2nd Ave SW, Cedar Rapids IA 52404

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

Address of Property Transferred:

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)**
   - X 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)**
   - X 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)**
   - X 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)**
   - X 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)**
   - X 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.
   - X 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: Janette S Voss (Transferor or Agent) Telephone No.: (563) 920-3583

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

Addendum

The West one-half (W½) of the Southeast Quarter (SE¼) and the East forty (40) acres of the Southwest Quarter (SW¼) of Section Ten (10), Township Eighty Seven (87) North, Range Six (6), West of the Fifth P.M.; except that part of the Southwest Quarter (SW¼) of the Southeast Quarter (SE¼) of said Section Ten (10) described as commencing at the Southeast corner of said Section Ten (10), thence North 90° 00' 00" West one thousand seven hundred twenty nine and sixty two hundredths (1729.62) feet to the point of beginning, thence continuing North 90° 00' 00" West fifty (50) feet, thence North 0° 00' 00" East two hundred eighty five (285) feet, thence North 90° 00' 00" East one hundred ten (110) feet, thence South 0° 00' 00" West two hundred (200) feet, thence South 90° 00' 00" West sixty (60) feet, thence South 0° 00' 00" West eighty five (85) feet to the point of beginning. The South line of the Southeast Quarter (SE¼) of said Section Ten (10) is assumed to bear North 90° 00' 00" West; also except Parcel A Part Of The SW ¼ - SE ¼, Sec. 10, T87N, R6W Of The Fifth P.M., Delaware County, Iowa, according to the plat recorded in Book 2011, Page 1312.

SUBJECT TO a restrictive covenant prohibiting the construction of a livestock confinement facility on the property. This covenant shall run with the land and be binding on all successors in interest.