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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 Berniece M. Cocking

Address 1725 255th Avenue, Earlville, Iowa 52041
Number and Street or RR | City, Town or P.O. | State | Zip

TRANSFEREE:
Name Todd Michael Mullis and Amy Lynn Mullis Revocable Living Trust

Address 1722 255th Avenue, Earlville, Iowa 52041
Number and Street or RR | City, Town or P.O. | State | Zip

Address of Property Transferred:
1725 255th Avenue, Earlville, Iowa 52041
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]: _____.
   - __ 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:

10 feet north 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: Bernice M Locking (Transferor or Agent) Telephone No.: (319) 394 9554

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

Addendum

1. Commencing at a point on the North line of Section Ten (10), Township Eighty Nine (89) North, Range Four (4), West of the Fifth P.M., at its intersection with the Dyersville and Greeley road and running thence South on the Dyersville and Greeley road to the South line of the Northwest Quarter (NW¼) of said Section Ten (10), thence West on the South line of the Northwest Quarter (NW¼) of said Section Ten (10) thirteen hundred thirty four (1334) feet to a point thirteen hundred thirty four (1334) feet East of the Southwest corner of Lot Two (2) of the Subdivision of the Northeast Quarter (NE¼) of Section Nine (9), Township Eighty Nine (89) North, Range Four (4), West of the Fifth P.M., thence North to the North line of said Section Ten (10) to a point thirteen hundred two and five-tenths (1302.5) feet West of the point of beginning, thence East thirteen hundred two and five-tenths (1302.5) feet to the point of beginning, excepting a tract of land shown by plat Book A, Page 96, in the office of the County Recorder. Also commencing at a point on the South line of the North one-half (N½) of the Southwest Quarter (SW¼) of Section Ten (10), Township Eighty Nine (89) North, Range Four (4), West of the Fifth P.M., twelve hundred fifty eight (1258) feet East of the Horton Seger road and running thence East on said line fourteen hundred nineteen (1419) feet, thence North to the North line of the Southwest Quarter (SW¼) of said Section Ten (10) to a point twenty six hundred sixty eight (2668) feet East of the Southwest corner of said Lot Two (2), thence West on the North line of the Southwest Quarter (SW¼) of said Section Ten (10) thirteen hundred forty eight (1348) feet, thence South to the point of beginning.

IOWA DEPARTMENT of NATURAL RESOURCES
TIME OF TRANSFER INSPECTION WAIVER
BINDING AGREEMENT for FUTURE INSTALLATION
542-0064

This agreement is entered into this 8th day of November ,20 11 by and between the Delaware County Board of Health and Todd Mallis

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 1725 255th Ave Earlville , Iowa is subject to the inspection, and the buyer Todd Mallis understands there is not an adequate private sewage disposal system serving this property.

It is hereby agreed that the time of transfer inspection will not be required and the buyer agrees that a code compliant private sewage disposal system or connection to a public sewer shall be installed to serve the property and shall be completed no later than 1 day of July ,20 12

Dated the 8th day of November ,20 11 .

Todd Mallis
BUYER

Dennis Lyons
COUNTY BOARD OF HEALTH or
AUTHORIZED REPRESENTATIVE

This instrument was acknowledged before me on November 8 ,20 11

by Julia L. Hackbarth

JULIA L. HACKBARTH
Commission Number 169605
MY COMMISSION EXPIRES
MAY 24, 2014

Notary Public

OASIS
PUMP SERVICE

1332 N. Franklin, Manchester, Iowa 52057
563-927-6503 888-666-6503 www.oasiswell.com

September 27, 2011

To Whom it concern:

Oasis Pump Service preformed a visual septic inspection @ the residence of 1725 255th Ave. Earlville, IA. The septic system is draining into a field tile to the south of the home. If the residence will be occupied septic system will be need to be updated by June 1st of 2012.

Luke Ogden
dba Oasis Pump Service