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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 Estate of Donald J. Fitzgerald

Address %Sarah Graham, 710 1st Ave. West, Dyersville, IA 52040

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

**TRANSFEREE:**

Name Thomas J. Fitzgerald

Address 319 8th St. NW, Dyersville, IA 52040

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

Address of Property Transferred:

8th Street NW, Dyersville, IA 52040

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)**

X 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: Thomas A. Fitzgerald _____ Telephone No.: (563) 875-2090
(Transferor or Agent)

# Addendum

1. The West one-half (W ½) of the Northeast Quarter (NE ¼) and that part of the West one-half (W ½) of the Southeast Quarter (SE ¼) lying North of the Chicago, Great Western Railroad, all in Section Twenty-Five (25), Township Eighty Nine (89) North, Range Three (3), West of the Fifth P.M., except Parcel J Part of the South 164 feet of the SW ¼ of the NE ¼ of Section 25, T89N, R3W of the Fifth Principal Meridian, Delaware County, Iowa and Part of the NW ¼ of the SE ¼ of Section 25, T89N, R3W of the Fifth Principal Meridian, in the City of Dyersville, Delaware County, Iowa, according to plat recorded in Book 7 Plats, Page 199, and also except Parcel O Part of the Northwest Quarter (NW ¼) of the Southeast Quarter (SE ¼) and part of the Southwest Quarter (SW ¼) of the Southeast Quarter (SE ¼) all in Section Twenty-Five (25), Township Eighty-Nine (T89N), Range Three West (R3W) of the Fifth Principal Meridian, in the City of Dyersville, Delaware County, Iowa, according to Plat recorded in Book 2002, Page 1786.