Book 2012 Page 1818
Document 2012 GWH-1818 Type 53 001 Pages 9
Date 6/01/2012 Time 2:00:24PM
Rec Amt $.00

DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

REAL ESTATE TRANSFER - GROUNDWATER HAZARD STATEMENT

TO BE COMPLETED BY TRANSFEROR

TRANSFEROR:
Name LeRoy A. Altergott

Address 2245 270th Avenue, Earlville, Iowa 52041
Number and Street or RR | City, Town or P.O. | State | Zip

TRANSFEREE:
Name Roger A. Brehm

Address 2717 225th Street, Earlville, Iowa 52041
Number and Street or RR | City, Town or P.O. | State | Zip

Address of Property Transferred:
2245 270th Avenue, Earlville, Iowa 52041
Number and Street or RR | City, Town, or P.O. | State | Zip

Legal Description of Property: (Attach if necessary) Parcel C of the Southeast Quarter (SE¼) of the Northeast Fractional Quarter (NE Frac. ¼) and part of the Northeast Quarter (NE¼) of the Southeast Quarter (SE¼) All in Section Two (2), Township Eighty-Eight North (T88N), Range Four West (R4W), of the Fifth Principal Meridian Delaware County, Iowa, according to plat recorded in Book 2000, Page 316

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:

1- functional well located off of the NW corner 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: X LeRoy Atterberry III Telephone No.: (815) 341-1097
(Transferor or Agent)

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

Time of Transfer Inspection Report (DNR Form 542-0191)

Property information

Current owner **Leroy Altergott**
Buyer **Roger Brehem** Realtor _____
Mailing address _____

Site Address/County **2245 270th Ave., Earlville, IA Delaware County**
Legal Description _____
No. of bedrooms **3** Last occupied? 30 days Records available **NO**
Permit/installation date _____ Separation distances ok/ no? **Not OK**

Septic system information

Septic tank(s): size **1250** material **concrete** condition **Fair**
Tank pumped? **Yes** date **06/06/11** licensed pumper **Groth Services LLC**
Septic/trash/processing tank: size _____ material _____ condition _____
Tank pumped? _____ date _____ licensed pumper _____

Aerobic treatment unit (ATU) mfg. _____ size _____
Tank pumped? _____ date _____ licensed pumper _____
Maintenance contract? _____ expiration date _____ service provider _____
Pump tanks/vaults: type **NONE** size _____ condition _____

Distribution system: distribution box **NONE** outlets used ___ condition ___
Header pipe(s) _____ # of lines _____ Pressure dosed? **NO**

Secondary treatment:
length of absorption fields **NONE** determined by **-Video Pipe Inspection locating Sonde**
condition of fields _____ determined by _
type of trench material _____

Media filters: type _____
Maintenance contract? _____ expiration date _____ service provider _____
Condition _____

NPDES General Permit No. 4: required? **NO** permitted? _____ NOI provided _____

Time of Transfer Inspection Report

Other components:
Alarms _____ Working? _____ disinfection _____ working? _____

Control box _____ Timers_____ inspection ports _____

Other components _____

Overall condition of the private sewage disposal system

Report system status __**NO** **Secondary treatment** _____

Explain (attach additional pages as needed) ___**See Attached Narrative Report**____

_____

Comments: _____

Using this worksheet, write a narrative report of the inspection results and attach a site sketch. This report indicates the condition of the private sewage disposal system at the time of the inspection. It does not guarantee that it will continue to function satisfactorily.

Signature of Certified inspector: _____ Date: 4-10-12
Name (print): ___Corey Groth_____ Certificate #: __**8810**_____
Address: _____1690 165th Street Manchester, IA 52057_____
Phone # ___563-927-5823_____

A copy of this report, the narrative report and sketch has been sent to the following by us:

NO- seller/agent, please give them a copy
YES- buyer/agent
YES- county sanitarian/environmental health office,
NO - closing attorney for seller
YES – Iowa DNR in Des Moines

GROTH
SERVICES LLC

05-7-2012 **NARRATIVE INSPECTION REPORT**

Leroy Altergott
2245 270th Ave.
Earlville, IA 52041

HOME DESCRIPTION:

This site is a three bedroom old farm house with a basement and floor drain. Currently the water softener, sinks, tub, and wash machine bypass the septic and are plumbed into the floor drain which goes to illegal open outlet to a field tile . The toilet goes to a 1,250 gallon dual compartment concrete tank, which is on the northwest side of house.

Distance from septic tank to well is only 12'.

CONDITION:

Concrete tank when pumped was at normal operating level. Septic tank is in fair condition with some gas damage. The inlet and outlet baffles are in place and in fair condition but are concrete. Video pipe inspected outlet to determine secondary treatment. I found that septic line tee's into basement bypass line and continues without any distribution box. Unable to push camera the entire length, but after 35' it is obvious that it continues under cement and buildings with one foot sections of clay tile. It is determined from the findings that this site will need two things done. **1)** a new septic system installed and **2)** the basement plumbing routed through the septic tank. The state of Iowa does not approve field tile as secondary leech system treatment. Open outlet discharge from sinks, tub, and washing machine is also illegal according to Iowa law. The new owners will be required to replace the septic system, and remove-replace septic tank 50 feet from

the current well.

This septic system inspection was conducted at 2245 270th Ave. Earlville, IA 52041 on May 7th 2012. The septic was pumped out on June 6th , 2011 by us and is within the 3 year requirement.

NO - this septic system does NOT meet the Time of Transfer inspection criteria in it having secondary treatment, and new owners will need to replace by Aug. 1st, 2012.

Tank capacity was verified by interior liquid measurements
(L x W x H = in.3 x 0.00433 = US Gals)

Company Disclaimer

Based on what we were able to observe and our experience with on-site wastewater technology, we submit this sanitary sewage disposal system inspection report based on the present condition of the on-site sewage disposal system. Groth Services LLC has not been retained to warrant, guarantee, or certify the proper functioning of the system for any period of time in the future. Because of the numerous factors (usage, soil characteristics, previous failures, etc.) which effect the proper operation of a septic system as well as the inability of our Company to supervise or monitor the use or maintenance of the system, this report shall not be construed as a warranty by our Company that the system will function properly for any particular buyer. Groth Services LLC DISCLAIMS ANY WARRANTY, either expressed or implied, arising from the inspection of the septic system or this report. We are also not ascertaining the impact the system is having on the ground water.

I have studied the information contained herein and that my assessment is honest, thorough, and to the best of my ability correct. This Narrative report may not be copied without written approval from Groth Services LLC.

Certified by Corey J Groth # 8810

_____ **DATE** 4-10-12

Groth Services LLC

1690 165th St.
Manchester, IA 52057

Sales Receipt

DATE	INVOICE #
6/6/2011	62177

SOLD TO
Altergott, Leroy 2245 270th Ave. Earlville, Ia. 52041

COPY

CHECK NO.	PAYMENT METH...	COUNTY	PROJECT	SERVICEMAN
2387	Check	Delaware		CG

ITEM	DESCRIPTION	QTY	RATE	AMOUNT
Service Call	Service Call - Mini Excavator - did not unload	1	55.00	55.00T
Corey	Hand Labor- Corey	1.5	55.00	82.50T
Pumpings - Reside...	Residential Septic Tank Pumping	1	195.00	195.00
Disposal	Disposal Charge	1	107.00	107.00
	Probed for Septic Tank. Located Gas & Dish. Hand dug up Square riser approx. 1' deep. Septic Tank is in NW of inside corner House/Garage and approx. 13' out at a 45* angle. Concrete Single (?) Compartment Septic Tank approx. 1000 gals. had a 6" scum layer on top and was 60% solids. Basement line is still backing up- goes around Septic Tank. Going to come back tomorrow morning to jett line.			
	State and Local Option Tax		7.00%	9.63

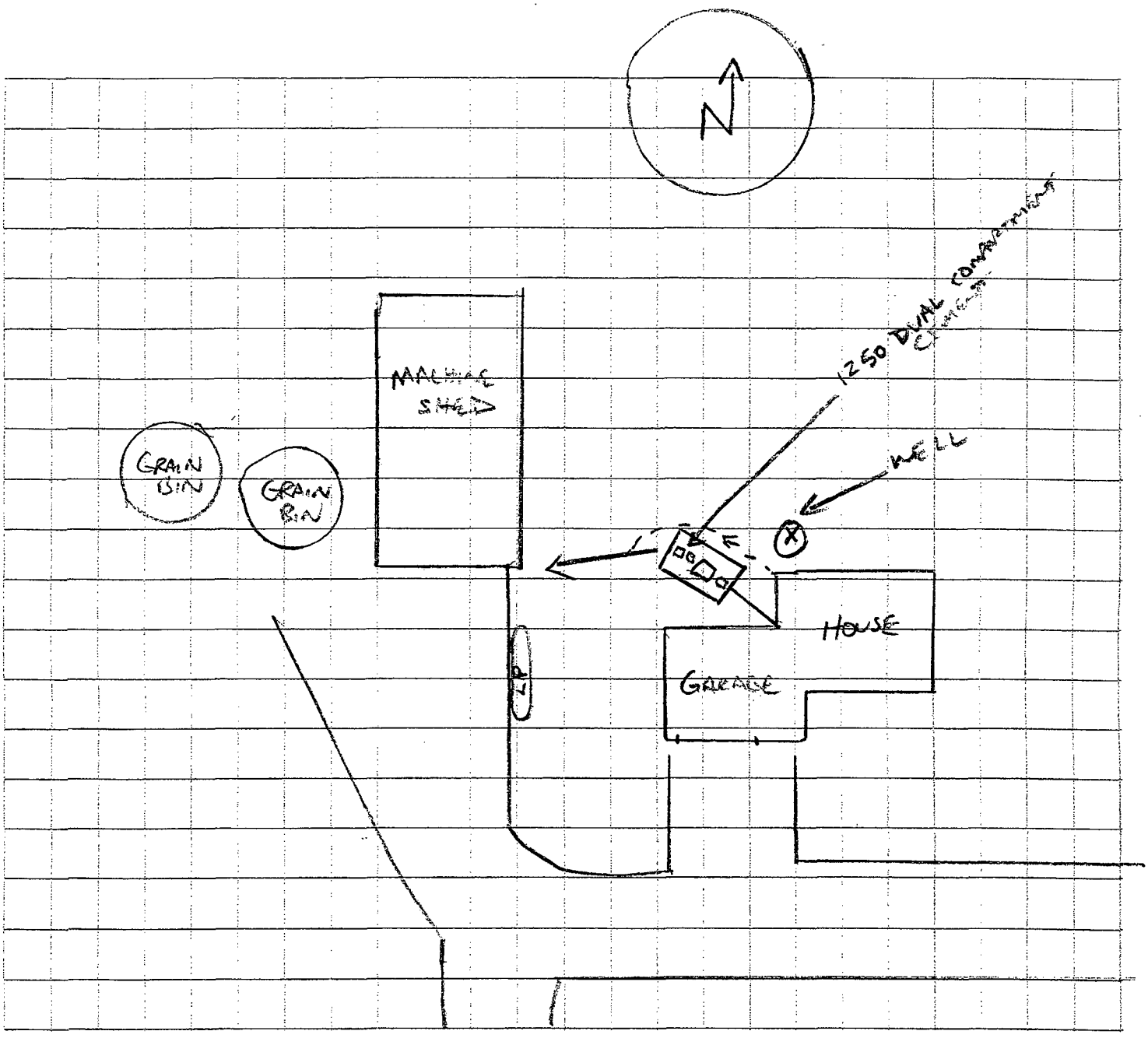
Total $449.13

GROTH SERVICES

TIME OF TRANSFER INSPECTION MAP

DATE 4-7-12 SELLER LEROY ALTERGOTT BUYER ROGER BRENHAM

ADDRESS 2245 270TH AVE CITY EARLVILLE



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

This agreement is entered into this 16 day of May ,20 12 by and between the Delaware County Board of Health and Roger Brehm

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 2245 270th Ave. Earlville, Iowa is subject to the inspection, and the buyer Roger Brehm 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 1st day of November ,20 12

Dated the 16 day of May ,20 12 .

Roger Brehm
BUYER

Dennis Lyons
COUNTY BOARD OF HEALTH or
AUTHORIZED REPRESENTATIVE

This instrument was acknowledged before me on May 16 ,20 12

by Roger Brehm

ANNE RAVE
Commission Number 757507
MY COMMISSION EXPIRES
MARCH 25, 2015

Anne Rave
Notary Public