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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 Zachary J. Less Irrevocable Trust

Address 313 E First Street, Monticello, IA 52310
Number and Street or RR | City, Town or P.O. | State | Zip

TRANSFEREE:
Name Rick F. Kramer

Address 3102 State Hwy 38, Hopkinton, IA 52237
Number and Street or RR | City, Town or P.O. | State | Zip

Address of Property Transferred:
3092 State Hwy 38, Hopkinton, IA 52237
Number and Street or RR | City, Town, or P.O. | State | Zip

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

1. **Wells (check one)**
   - __ There are no known wells situated on this property.
   - X 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.

__ 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.

X 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: well located in middle of go Cart Race Track

I HEREBY DECLARE THAT I HAVE REVIEWED THE INSTRUCTIONS FOR THIS FORM AND THAT THE INFORMATION STATED ABOVE IS TRUE AND CORRECT.

Signature: Teresa Zyskelbach Trustee (Transferor or Agent) Telephone No.: (319) 465-4455

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

GROUNDWATER HAZARD STATEMENT

ATTACHMENT #1

NOTICE OF WASTE DISPOSAL SITE

a. Solid Waste Disposal (check one)

__ There is a solid waste disposal site on this property, but no notice has been received from the Department of Natural Resources that the site is deemed to be potentially hazardous.

__ There is a solid waste disposal site on this property which has been deemed to be potentially hazardous by the Department of Natural Resources. The location(s) of the site(s) is stated below or on an attached separate sheet, as necessary.

b.. Hazardous Wastes (check one)

__ There is hazardous waste on this property and it is being managed in accordance with Department of Natural Resources rules.

__ There is hazardous waste on this property and the appropriate response or remediation actions, or the need therefore, have not yet been determined.

Further descriptive information:

There is no hazardous waste or solid waste disposal site on this property.

I HEREBY DECLARE THAT I HAVE REVIEWED THE INSTRUCTIONS FOR THIS FORM
AND THAT THE INFORMATION STATED ABOVE IS TRUE AND CORRECT.

Signature: Teresa Zyskelbach Trustee (Transferor or Agent) Telephone No.: (319) 465-4455

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

IOWA DEPARTMENT of NATURAL RESOURCES
TIME of TRANSFER INSPECTION WAIVER
For BUILDING DEMOLITION
542-0063

The Delaware County Board of Health and the buyer of the property referenced below enter into the following agreement:

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 3092 - Hwy 38 Hopkinton Iowa is subject to t his inspection and the buyer, Rick F Kramer - RMK Rentals, shall not occupy the dwelling located on this property and shall demolish said dwelling by the 1st day of June, 20 13

It is hereby agreed that the time of transfer inspection and upgrading of the private sewage disposal system serving this property will not be required as long as the dwelling is not occupied and is removed by the 1st day of June, 20 13.

Dated the 30th day of November, 20 12.

Rick F Kramer
BUYER

Dennis Lyons
COUNTY BOARD OF HEALTH or
AUTHORIZED REPRESENTATIVE

This instrument was acknowledged before me on Nov. 30, 20 12

by Rick F. Kramer

ANNE RAVE
Commission Number 757587
MY COMMISSION EXPIRES
MARCH 25, 2015

Anne Rave
Notary Public

EXHIBIT A

THAT PART OF THE SOUTHEAST QUARTER (SE¼) of the SOUTHWEST FRACTIONAL QUARTER (SWfr¼) of SECTION EIGHTEEN (18) and of the NORTHEAST QUARTER (NE¼) of the NORTHWEST FRACTIONAL QUARTER (NWfr¼) of SECTION NINETEEN (19), TOWNSHIP EIGHTY SEVEN (87) NORTH, RANGE THREE (3), WEST of the FIFTH P.M. DESCRIBED AS COMMENCING at the SOUTHEAST CORNER of said SOUTHEAST QUARTER (SE¼) of SOUTHWEST FRACTIONAL QUARTER (SWfr¼) of SECTION EIGHTEEN (18) and RUNNING THENCE NORTH FIVE HUNDRED FIFTY (550.0) FEET to the SOUTHEAST CORNER of the CEMETERY, THENCE NORTH 68°55' WEST SEVEN HUNDRED SIXTY EIGHT (768.0) FEET, THENCE SOUTH 21°00' WEST SIXTY ONE (61.0) FEET, THENCE NORTH 66°00' WEST to the EAST LINE OF IOWA HIGHWAY NO. 38, THENCE SOUTHEASTERLY ALONG said EAST LINE OF HIGHWAY to its INTERSECTION WITH the EAST LINE of the NORTHEAST QUARTER (NE¼) of the NORTHWEST FRACTIONAL QUARTER (NWfr¼) of said SECTION NINETEEN (19), THENCE NORTH to PLACE of BEGINNING; EXCEPTING THOSE TRACTS DESCRIBED as COMMENCING at the INTERSECTION of the CENTER LINE of said HIGHWAY NO. 38 with the EAST LINE of the NORTHEAST QUARTER (NE¼) of the NORTHWEST FRACTIONAL QUARTER (NWfr¼) of said SECTION NINETEEN (19) and RUNNING THENCE NORTHWESTERLY ALONG CENTER LINE of said HIGHWAY SEVEN HUNDRED FIFTY AND ONE-TENTH (750.1) FEET, THENCE at RIGHT ANGLES NORTHEASTERLY ONE HUNDRED FIVE (105.0) FEET to POINT of BEGINNING, WHICH POINT is on the NORTH RIGHT-OF-WAY LINE of said HIGHWAY NO. 38, THENCE CONTINUING NORTHEASTERLY ONE HUNDRED TEN (110.0) FEET, THENCE at RIGHT ANGLES NORTHWESTERLY TWO HUNDRED (200.0) FEET, THENCE at RIGHT ANGLES SOUTHWESTERLY EIGHTY SIX and SIX-TENTHS (86.6) FEET to the NORTH RIGHT-OF-WAY LINE of said HIGHWAY NO. 38, THENCE SOUTHEASTERLY ALONG SAID RIGHT-OF-WAY LINE TWO HUNDRED ONE and SEVEN-TENTHS (201.7) FEET to the POINT of BEGINNING, and also EXCEPTING COMMENCING at the LAST DESCRIBED POINT of BEGINNING and RUNNING THENCE NORTHEASTERLY at RIGHT ANGLES to CENTER LINE of said HIGHWAY NO. 38 a DISTANCE of ONE HUNDRED (100.0) FEET, THENCE at RIGHT ANGLES SOUTHEASTERLY ONE HUNDRED FIFTY (150.0) FEET, THENCE at RIGHT ANGLES SOUTHWESTERLY to the NORTH RIGHT-OF-WAY LINE of said HIGHWAY NO. 38, THENCE NORTHWESTERLY ALONG said RIGHT-OF-WAY LINE to POINT of BEGINNING.