Book 2017 Page 3168
Document 2017 GWH-3168 Type 53 001 Pages 9
Date 11/17/2017 Time 9:41:13AM
Rec Amt $.00

Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

REAL ESTATE TRANSFER - GROUNDWATER HAZARD STATEMENT

TO BE COMPLETED BY TRANSFEROR

TRANSFEROR:

Name Timothy M. Benn

Address 25866 218th Ave, Delhi, IA 52223

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

TRANSFEREE:

Name Justin F. and Mary Lynn Riesberg

Address 31471 Walnut St, Dyersville, IA 52040

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

Address of Property Transferred:
25866 218th Ave, Delhi, IA 52223

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.
   - ___ This transaction does not involve the transfer of any building which has or is required by law to have a sewage disposal system.
   - ✓ 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: Timothy M Bemm (Transferor or Agent) Telephone No.: (563) 599-6134

Addendum

1. Lots Seven (7), Eight (8), Nine (9) and Ten (10) of Camp-O-Delhi, a Subdivision of the SW¼ of the SE¼ of Section 24, Township 88 North, Range 5, West of the Fifth P.M., in Delaware County, Iowa, according to plat recorded in Book 5 Plats, Page 78; including the right to use the roadway described in deed of A.R. Wheeless and Josie M. Wheeless, husband and wife, to Harold H. Brown, dated August 6, 1938 in Book 66, of Deed of Records in the office of the recorder of Delaware County, Iowa, in common with others rightfully using same; this deed is subject to all Restrictive Covenants of Record.

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

Property information

Current Owner Tim Benn

Buyer _____ Realtor _____

Mailing Address 25866 218th Ave Delhi, Iowa 52223

Site Address/County 25866 218th Ave Delhi, Iowa 52223 Delaware County

No. of Bedrooms 3 Last Occupied? Now Disposal? Y / N Softener? Y / N H_2O Supply? Ouch 300ft

Records Available ✓ Permit/Installation Date 11-2005 Installer HALLBACK

Septic System Information

Septic Tank(s): Size 1250 Material Concrete Condition good

Tank Pumped? Yes Date 11-7-17 Licensed Pumper 358

Septic/Trash/Processing Tank: Size 900 Material _____ Condition good

Tank pumped? Yes Date 11-7-17 Licensed Pumper 358

Aerobic treatment unit (ATU) MFGR — Size _____

Tank Pumped? — Date — Licensed Pumper _____

Maintenance Contract? _____ Expiration Date _____ Service Provider _____

Condition _____

Pump Ttanks/Vaults: Type — Size _____ Condition _____

Distribution System: Distribution Box Yes Outlets Used 4 Condition Good

Header Pipe(s) No Number of Lines 4

Pressure Dosed? No

Secondary Treatment

Length of Absorption Fields 10x45 Determined by Dug up

Condition of Fields Good Determined by Dug up

Type of Trench Material Rock & Pipe

Size of Sand Filter — Determined by _____

Vent Pipes Above Grade? — Discharge Pipe Located? _____

Effluent Sample Taken? — Results _____

Media Filters: Type —

Maintenance Contract? — Expiration Date _____ Service Provider _____

Condition _____

NPDES General Permit No. 4: Required? _____ Permitted? _____ NOI submitted _____

Time of Transfer Inspection Worksheet

Other Components

Alarms _____ Working? _____ Disinfection _____ Working? _____

Control Box _____ Timers_____ Inspection Ports _____

Other Components _____

_____

Overall condition of the private sewage disposal system

Acceptable? X Unacceptable? _____

Explain (attach additional pages as needed): All in good working condition.

Comments: Keep Pump even 2-3 years.

Site status at conclusion of Time of Transfer inspection:

Verify that controls are set on the appropriate mode.
Power is on to all components.
Revisit all components to verify lids are secure.
Gather all tools for removal from the site.
Verify that no sewage is on the ground surface.

Using this worksheet, write a narrative report of the inspection results.

Submit a copy of this report, including your narrative, to the city/county environmental health office, the DNR and the county Recorder in the county where the inspection was conducted.

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: 4-17-17

Name (print): Robb Harter Certfficate #: 358

Address: 3031 160th Street Dyersville, Iowa 52040

Phone # 563-542-1010

Harter Custom Pumping, Inc & Septic Service

Robb Harter * Owner/ Operator
3031 160th Street Dyersville, IA 52040 * 563-875-8730 or 563-542-1010

Homeowners:
Tim Bean
25866 218th Ave
Delhi, Ia 52223

Age of Property
2004
Occupied
(Yes) or No

Harter Custom Pumping
3031 160th Street
Dyersville, Iowa 52040

Date of Inspection: 11-7-17

Does this evaluation/inspection meet the requirements of state and local agencies? Yes X No ___ N/A ___

Section 1:

Location of the system: East West (North) South
Was Water run into the system for 30 minutes? (Yes) No
Does the septic tank have a visible riser? (Yes) No
Estimated size of tank 1250 Gallons *Basis for estimate*
What is the separation between well and septic? OVER 300 Ft
Does the separation of the well and septic meet local requirements? (Yes) No N/A

Section2: Disposal Field

Any evidence of malfunction (No) Yes (Please check all applicable observed conditions)
___Wet Areas ___Unusual green/lush vegetation
___Liquid Discharges to surface ___Discharge pipe of unknown origin
___Localized surface settling ___Other (Describe below)

Septic Tank:

Septic tank material X Concrete ___ Fiberglass ___ Other
Liquid Level in tank X Normal ___ Below Normal ___ Above Normal
Access opening in tank X One ___ Two ___ Three ___ None
Number of risers X One ___ Two ___ Three ___ None
Condition of baffles and or sanitary tees:
Inlet baffle or "T" X Present and functional ___ Not functional ___ None present ___ Not Visible
Outlet baffle or "T" X Present and functional ___ Not functional ___ None present ___ Not Visible
Tank was pumped X Yes ___ No (if no please explain below
Is system adequately sized for # of Bedrooms X Yes ___ No # of Bedrooms:
Is system adequately sized for # of Bathrooms X Yes ___ No # of Bathrooms:
System working Properly X Yes ___ No (if no please explain below)

Additional Comments / Repairs needed:

Keep Pump over 3-5 Years

Septic systems are subterranean, it is impossible to determine their overall condition. No prediction can be made as to when or if a system might fail.
This report comments on the workability of the system on the day of the inspection only, and is in no way intended to be a warranty.
Workability can be altered by factors such as excessive rainfall, heavy water usage, faulty plumbing, neglect or physical damage to the system. All tanks require pumping maintenance.

Inspected by : Robb Harter Date: 11-7-17

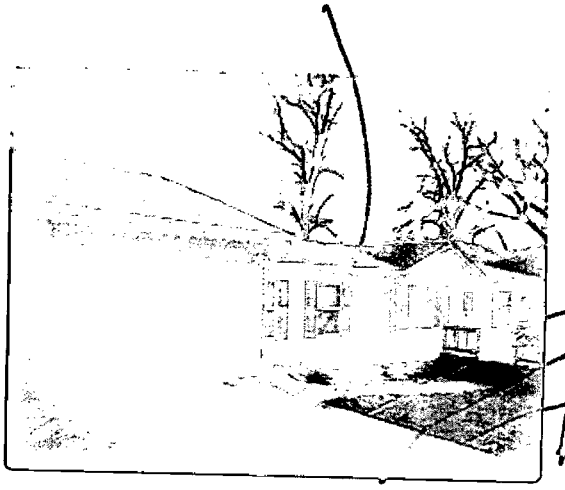
Beacon™ Delaware County, IA

Summary

Parcel ID	250240201010
Alternate ID	
Property Address	25866 218th Ave Delhi
Sec/Twp/Rng	24-88-5
Brief Legal Description	CAMP O DELHI LTS 7, 8, 9 & 10 VIN203000579SAB (Note: Not to be used on legal documents)
Document(s)	RPL: 2012-2403 (2012-07-24) QCD: 2011-1612 (2011-05-16) RPL: 2005-4211 (2005-11-28) QCD: 2004-2967 (2004-08-04) QCD: 2004-2579 (2004-07-13) QCD: 2004-2576 (2004-07-13) QCD: 2004-2575 (2004-07-13) QCD: 135-169 (1995-08-22)
Gross Acres	0.00
Exempt Acres	N/A
Net Acres	0.00
CSR	N/A
Class	R - Residential (Note: This is for tax purposes only. Not to be used for zoning.)
Tax District	MILO MAQ VALLEY LAKE FD 12
School District	MAQUOKETA VAL.

1250 tank
1½ Garage

D Box



D Box is 4 Ft Deep
Will Rizer on it

10×45 Bed

Ft

Owner

Primary Owner (Deed Holder)	Secondary Owner	Mailing Address
Benn, Timothy M 25866 218th Ave Delhi, IA 52223-8474		

Land

Lot Dimensions: Regular Lot: x

Front Footage	Front	Rear	Side 1	Side 2
Main Lot	133.00	132.00	41.00	41.00
Sub Lot 2	0.00	0.00	0.00	0.00
Sub Lot 3	0.00	0.00	0.00	0.00
Sub Lot 4	0.00	0.00	0.00	0.00

Lot Area: 0.13 Acres; 5,433 SF

Residential Dwellings

Residential Dwelling	
Occupancy	Mobile Home Housing
Style	Mfd Home (Double)
Architectural Style	N/A
Year Built	2004
Condition	Normal
Grade what's this?	N/A
Roof	Asph / Gable
Flooring	Carp / Vinyl
Foundation	Conc
Exterior Material	Vinyl
Interior Material	Drwl / Panel
Brick or Stone Veneer	
Total Gross Living Area	1,040 SF
Attic Type	None;
Number of Rooms	5 above; 0 below
Number of Bedrooms	3 above; 0 below
Basement Area Type	None
Basement Area	0
Basement Finished Area	
Plumbing	1 Full Bath; 1 Shower Stall Bath; 1 Lavatory;
Appliances	1 Dishwasher; 1 Microwave;
Central Air	Yes
Heat	FHA - Gas
Fireplaces	1 Gas-Vertical;
Porches	
Decks	Wood Deck-Med (363 SF);
Additions	
Garages	435 SF - Att Frame (Built 2006);

Well over 300 Ft Away

COUNTY IOWA
FILED

Prepared by: Daneen Schindler, 27627 219th Street, Earlville, IA 52041 563-923-7345

2004-3575
2004-3574
2004-3579

2003-5639
2004-3580
2004-3581

SEPTIC AGREEMENT

This contract and agreement made and entered into this 21 day of July, 2004, by and between Stephen C. Schindler, Dale J. Schindler, Sandra M. Gansemer, Joe E. Schindler, Dennis J. Schindler, Tammy M. Nefzger and Tracey L. Dickman (First Parties) and Kathleen (Kay) A. Naber (Second Party).

WHEREAS, First Parties are the owners of the folowing real estate located in Delaware County, Iowa:

Lot 11, in the Subdivision of Camp-O-Delhi, Camp-O-Delhi, Inc.
Delaware County, Iowa. Section 24 Township 88 Range 5

And WHEREAS, Second Party is the owner of an adjoining lots located in Delaware County, Iowa legally described as follows:

Lots 9 & 10, in the Subdivision of Camp-O-Delhi, Camp-O-Delhi, Inc.
Delaware County, Iowa. Section 24 Township 88 Range 5

And WHEREAS, there is a septic system located on Lot 10 owned by the Second Party which supplies septic to Lots 9, 10 & 11 as described above and that the parties wish to enter into an Agreement regarding said shared septic system.

NOW THEREFORE, in consideration of the mutual promises contained herein and the mutual benefits to be gained by the parties, and in consideration of One Dollar ($1.00) and other valuable consideration, the parties agree as follows:

1) First Parties and Second Party are the joint owners of the septic system located on the above described Lot 10, which said septic system shall be used by the above parties, their heirs, successors and assigns, so as to provide sewer for domestic use for each of the above Lots.

2) Second Party grants to First Parties an easement to enter said Lot 10 in the ares of said septic system to inspect, maintain and repair said septic system and Second Party further grants to First Parties and easement over and across that portion of Lot 10 as is necessary to run sewer lines from the septic system to the First Parties residence located on the above described Lot 11. Second Party further grants unto First Parties an easement for ingress and egress to inspect and maintain said septic system and to make repairs as are necessary. In the event that connection and/or repair of septic system requires digging on the real estate owned by the Second Party, First Parties shall return the premises to the condition that it was prior to making connection and/or repairs and/or replacements thereto.

3) The cost and any and all repairs, maintenance, and/or replacement to the septic system shall be paid equally by each of the Parties serviced by the septic system. The cost of any repairs, maintenance or replacement of sewer lines shall be paid by the Parties being served by said septic system.

4) In the event that another party should connect to the septic system, this septic agreement shall be amended and signatures acquired by all parties involved.

Addendum

1. Lots Seven (7), Eight (8), Nine (9) and Ten (10) of Camp-O-Delhi, a Subdivision of the SW¼ of the SE¼ of Section 24, Township 88 North, Range 5, West of the Fifth P.M., in Delaware County, Iowa, according to plat recorded in Book 5 Plats, Page 78; including the right to use the roadway described in deed of A.R. Wheeless and Josie M. Wheeless, husband and wife, to Harold H. Brown, dated August 6, 1938 in Book 66, of Deed of Records in the office of the recorder of Delaware County, Iowa, in common with others rightfully using same; this deed is subject to all Restrictive Covenants of Record.