Recorded: 2/20/2018 at 1:13:13.0 PM
Fee Amount: $0.00
Revenue Tax:
Delaware County, Iowa
Daneen Schindler RECORDER
BK: 2018 PG: 398

REAL ESTATE TRANSFER - GROUNDWATER HAZARD STATEMENT
TO BE COMPLETED BY TRANSFEROR

TRANSFEROR:
Name RAYMOND D. SMITH and LAURIE J. SMITH
Address 6913 Bowman Lane NE, Cedar Rapids, IA 52402
Number and Street or RR | City, Town or P.O. | State | Zip

TRANSFEREE:
Name L&R SMITH FARMS, LLC, an Iowa limited liability company
Address 6913 Bowman Lane NE, Cedar Rapids, IA 52402
Number and Street or RR | City, Town or P.O. | State | Zip

Address of Property Transferred:
Agricultural Property in Delaware County, Iowa
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.
   - 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 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]
   - X This property is exempt from the private sewage disposal inspection requirements pursuant to the following exemption [Note: for exemption #9 use prior check box]: #8 transfer to family llc.
   - ___ 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 is not used. there are no buildings other than grain bins
well is not exposed and is buried with no outlet.
The well was located near the home site which was
razed.

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

Signature: _____ (Transferor or Agent) Telephone No.: (319) 743-5760

Addendum

1. All that part of the N ½ of the SE ¼ of Section 33-89N-4W, Delaware County Iowa, lying North of the railroad right of way;

   AND

   All that part of the NW ¼ of Section 20-89N-4W, Delaware County, Iowa, that lies East of the right of way of the Chicago, Milwaukee & St. Paul Railway;

   AND

   The NW ¼ of the SE ¼; and the South 60 acres of the W ½ of the NE ¼ of Section 30-89N-4W, Delaware County, Iowa;

   AND

   The South ½ of the SE ¼ of Section 20; and the N ½ of the NE ¼ of Section 29, all in Township 89 North, Range 4, West of the Fifth P.M., Delaware County, Iowa

   AND

   All of the former Chicago, Milwaukee, St. Paul and Pacific Railroad Company's 100 foot wide right of way across the NW ¼ of Section 20-89N-4W, Delaware County, Iowa, consisting of 6.175 acres more or less.