Book 2023 Page 2570

Document 2023 GWH-2570 Type 53 001 Pages 9
Date 10/16/2023 Time 10:39:51AM
Rec Amt $.00

Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

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

If the transaction is exempt from filing a declaration of value pursuant to Iowa Code 428A.1(2), **STOP HERE**. Pursuant to Iowa Code section 558.69(1), when no declaration of value is submitted during a transaction, you are not required to submit a groundwater hazard statement or include the statutory language in Iowa Code section 558.69(8A). Please consult your realtor or legal counsel for further advice, including on whether a declaration of value is required. The Department provides this information for statutory reference only.

Instructions for this document can be found at:
https://www.iowadnr.gov/Portals/idnr/uploads/forms/5420960%20Instructions.pdf

Attachment 1, if required, can be found at: https://www.iowadnr.gov/Portals/idnr/uploads/forms/5420960a.pdf

TRANSFEROR:
Name: Susan Koch and James Koch
Address: 4106 Barrett Road, Central City, IA 52214
TRANSFEREE:
Name: Adam Kruger and Andrea Kruger
Address: 1405 E. Knoll Court, Oelwein, IA 50662

Address of Property Transferred:
20765 248th Street, Delhi, Iowa 52223

Legal Description of Property: (Attach if necessary)
Lot Three (3) of Petlon's River Subdivision of part of the Southeast Quarter (SE¼) of the Southeast Quarter (SE¼) of Section Fourteen (14), Township Eighty Eight (88) North, Range Five (5), West of the Fifth Principal Meridian, Delaware County, Iowa, According to Plat recorded in Book 6 Plats, Page 43; Also all Lake Frontage running to the waterfront and at right angles to the middle of Lake Delhi in respect to Lot Three (3); Also Parcel 2018-52, Part of Parcel A in Lot 10 of Petlon's River Subdivision; In the SE¼-SE¼ of Section 14, T88N, R5W of the Fifth P.M., Delaware County, Iowa According to Plat recorded in Book 2018, Page 1649

1. Wells (check one)

☐ No Condition - There are no known wells situated on this property.

☑ Condition Present - 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)

☑ No Condition - There is no known solid waste disposal site on this property.

☐ Condition Present - 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)

☑ No Condition - There is no known hazardous waste on this property.

☐ Condition Present - 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)

☑ No Condition - 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.)

☐ Condition Present - 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)

☑ No Condition - There are no known private burial sites on this property.

☐ Condition Present - 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)

☐ No Condition - All buildings on this property are served by a public or semi-public sewage disposal system.

☐ No Condition - This transaction does not involve the transfer of any building which has or is required by law to have a sewage disposal system.

☑ Condition Present - 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.

☐ Condition Present - 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.

☐ Condition Present - There is a building served by private sewage disposal system on this property. The system is failing to ensure effective wastewater treatment or is otherwise improperly functioning, and 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.

☐ Condition Present - 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 #7]

☐ Condition Present - There is a building served by private sewage disposal system on this property. This property is exempt from the private sewage disposal inspection requirements pursuant to the following Exemption [Note: for exemption #7 use prior check box]:

_____.

☐ Condition Present - There is a building served by private sewage disposal system on this property. The private sewage disposal system has been installed within the past two years pursuant to permit number:

_____

Review the following two directions carefully:

A. **If you selected a box stating "No Condition" for every numbered section above, STOP HERE. Do not submit this**

form. Instead, pursuant to Iowa Code section 558.69(8A), you must include the following language on the first page of the recorded deed, instrument, or other writing:

> "There is no known private burial site, well, solid waste disposal site, underground storage tank, hazardous waste, or private sewage disposal system on the property as described in Iowa Code section 558.69, and therefore the transaction is exempt from the requirement to submit a groundwater hazard statement."

Please consult your realtor or legal counsel for further advice on this exemption. By law, the owner of the property is responsible for the accuracy of this statement, and the Department provides this information for statutory reference only.

B. **If you checked <u>any</u> box stating "Condition Present" for <u>any</u> of the numbered sections above, continue below.** You must complete this form, including providing all required information, and you must submit this form to the county recorder's office with declaration of value.

Information required by statements checked above should be provided here or on separate sheets attached hereto:

1- functional well located approximately 100' north of 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 _____ Telephone No.: 319 899 1350

TIME OF TRANSFER INSPECTION TOT# 5810 ROBB HARTER CERT # 9343

Site Information

Parcel Description: **250140600310**

Address: **20765 248th Street, Delhi, IA 52223** County: **Delaware**

Owner Information

Property is owned by a business: **No**

Business Name:

Owner Name: **James & Susan Koch**

Email Address:

Address: **4106 Barrett Road, Central City, IA 52214-9665**

Phone No:

Site related information

No Of Bedrooms: **1**

Inspection Date: **06/26/2023**

Facility Type: **Residential**

Currently Occupied: **Yes**

Last Occupied:

System Installation Date: **04/11/2002**

Permit issued by County: **Yes**

Permit Number: **1064**

All plumbing fixtures enter septic system: **Yes**

County contacted for records: **Yes**

Property Information Comments:

There are two on this property both with 1 bedroom. System designed for weekend cabin usage.

Primary Treatment

Tank

Tank Name: **Tank**

Type: **Septic Tank**

Tank Size (Gal): **1250**

Tank Material: **Concrete**

Tank Corrosion Type: **Slight**

Liquid Level Type: **Normal**

No. of Compartments: **2**

Pump Tank Chamber: **Yes**

Licensed Pumper Name: **Harter**

Date Pumped: **6/26/2023**

Meets Setback to Well: **Yes**

Well Type: **Private**

Distance To Well (Ft.): **75**

Is Accessible: **Yes**

Lid Intact: **Yes**

Risers Intact: **Yes**

Effluent Filter Present: **No**

Watertight: **Yes**

Tank/Vault Pumped: **Yes** Inlet Baffle Present: **Yes** Outlet Baffle Present: **Yes** Functioning as Designed: **Yes**

Tank Comments:

General Primary Treatment Comments:

Distribution Type

Distribution Box

Label: **Distribution Box** Material Type: **Plastic** Accessible: **Yes**

Box Opened: **Yes** Baffle Present: **Yes** Speed Levelers Present: **No**

Watertight: **Yes** Functioning As Designed: **Yes**

General Distribution System Comments :

Secondary Treatment

Absorption Bed

Distribution Type: **Distribution Box** Material Type: **Rock and PVC Pipe** Absorption Bed Width: **20**

Absorption Bed Length: **40** Total Absorption Area: **800** System Hydraulic Loaded: **Yes**

Gallons Loaded: **300** Meets Setback to Well: **Yes** Well Type: **Private**

Distance To Well (Ft.): **100+** Absorption Bed Probed: **Yes** Saturation or Ponding Present: **No**

Grass Cover Present: **Yes** System Located on Owner Property: **Yes** Easement Present: **N/A**

Functioning as Designed: **Yes**

Comments:

General Secondary Treatment Comments:

Narrative Report

TOT Inspection Report Overall Narrative Comments: **System in good working condition! Pump tank every 2-3 years based on weekend cabin usage.**

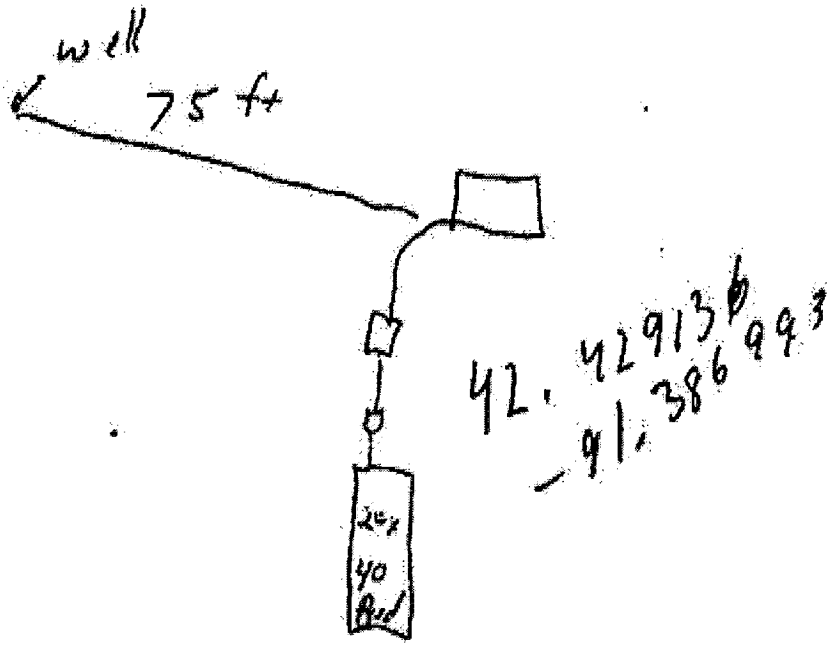
TIME OF TRANSFER INSPECTION TOT# 5810 ROBB HARTER CERT # 9343

Owner Name:	**James & Susan Koch**
Address:	**20765 248th Street , Delhi , IA 52223**
County:	**Delaware**

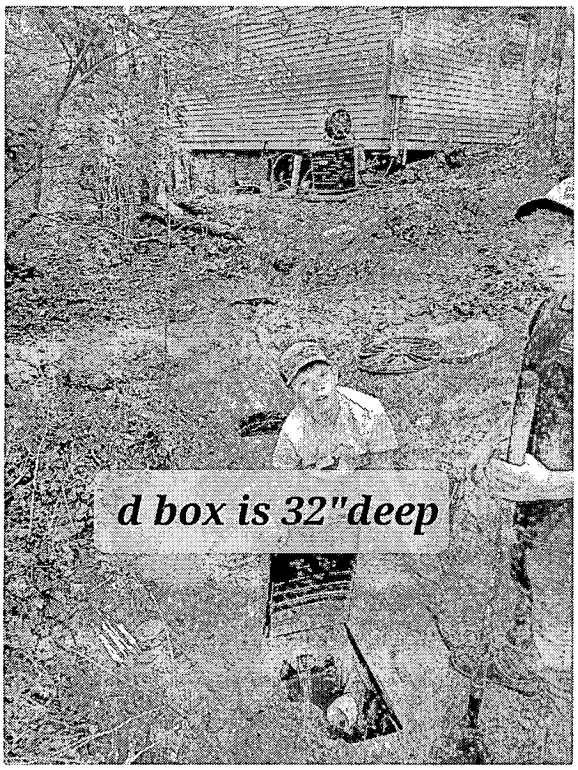
Inspection Date:	**06/26/2023**	Submitted Date:	**6/28/2023**

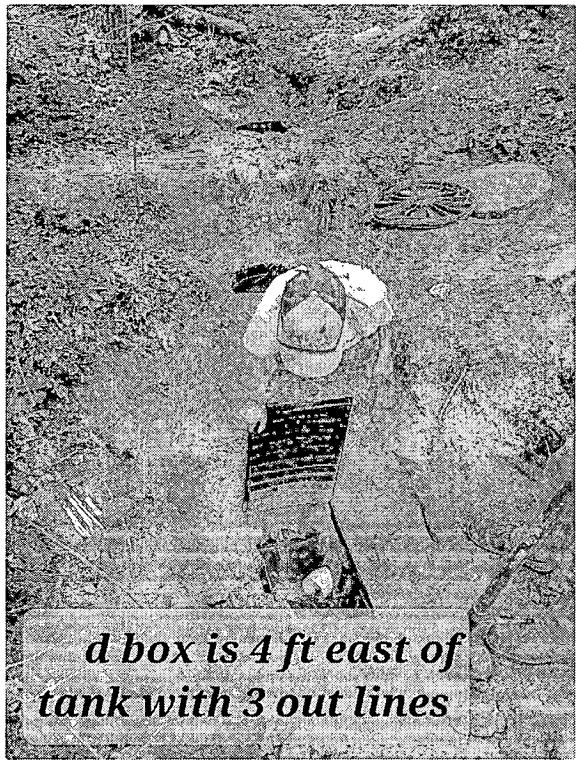
This page certifies a Time of Transfer inspection was conducted and submitted for the property listed above in accordance with Subrule 567 IAC 69.2(8).

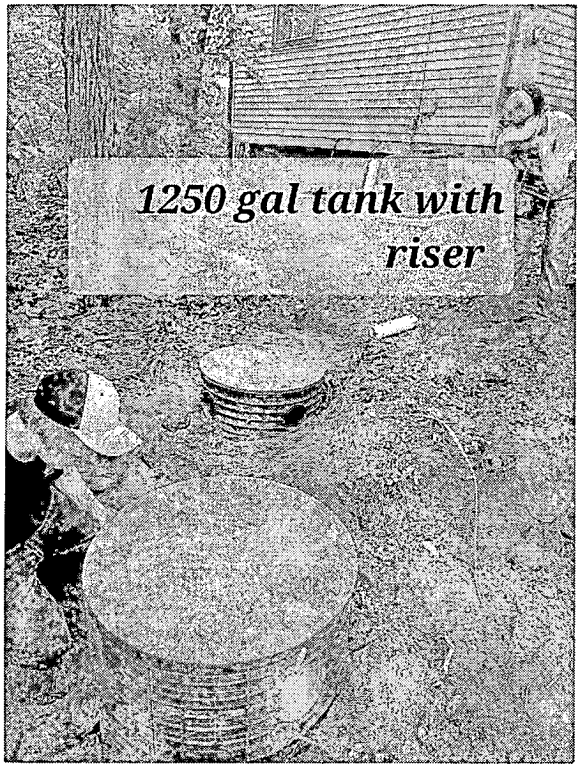
As-built Diagrams



Documents






1250 gal tank with
riser