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Daneen Schindler, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

REAL ESTATE TRANSFER - GROUNDWATER HAZARD STATEMENT

TO BE COMPLETED IN FULL 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/media/5465.

Attachment 1, if required, can be found at: https://www.iowadnr.gov/media/5466.

TRANSFEROR:

Name	Eugene L. Wenthold and Dixie L. Wenthold			
Address	1961 325th Avenue	Dyersville	IA	52040
	Number and Street or RR	City, Town or PO	State	Zip

TRANSFEREE:

Name	5R Capital, LLC			
Address	707 9th Ave NW	Farley	IA	52046
	Number and Street or RR	City, Town or PO	State	Zip

Address of Property Transferred:

1961 325th Ave	Dyersville	Iowa	52040
Number and Street or RR	City, Town or PO	State	Zip

Legal Description of Property: (Attach if necessary)

The West One-Half (W ½) of the Northeast Quarter (NE ¼), and the Southeast Quarter (SE ¼) of the Northeast Quarter (NE ¼), and the South One-Half (S ½) of the Northeast (NE ¼) of the Northeast Quarter (NE ¼), and the North twenty (20) acres of the Southeast Quarter (SE ¼) except the East two (2) rods of said North twenty (20) acres of said Southeast Quarter (SE ¼), all in Section Twenty Two (22), Township Eighty Nine (89) North, Range Three (3), West of the Fifth P.M., subject to easements of record;

Undivided one-half interest in the North 1 rod of the southwest Quarter and the south 1 rod of the Northwest Quarter all of Section 23, Township 89 North, Range 3, West of the 5th P.M., subject to conditions and reservations made in the Warranty Deed from Mary Arens to John H. Naber recorded on March 29, 1935 in Book 65, L.D., Page 612 and deed from Nicholas Nachtmann and Anna Nachtmann to John H. Naber filed for record on March 29, 1935 in Book 65 L.D., Page 613, all of the records of Delaware County, Iowa

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 any box stating "Condition Present" for any 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:

There is 1 drilled well on the real estate located SE of the dwelling approx 25 feet. The well is in working order

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

Signature: Anne L. Wenck (Transferor or Agent) Telephone No.: (563) 543-2253

Print Form

IOWA DEPARTMENT of NATURAL RESOURCES
TIME OF TRANSFER INSPECTION WAIVER
BINDING AGREEMENT for FUTURE INSTALLATION
542-0064
180220001600

This agreement is entered into this 10th day of September ,20 25 by and between the Delaware County Board of Health and Jason Rauen

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 1961 325th Ave Dyersville , Iowa is subject to the inspection, and the buyer Jason Rauen, member of 5R Farming, Capital LLC 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 December ,20 25

Dated the 10th day of September ,20 25 .

BUYER

COUNTY BOARD OF HEALTH or
AUTHORIZED REPRESENTATIVE

This instrument was acknowledged before me on September 10 ,20 25

by

Notary Public

CARLA K BECKER
Commission Number 744418
MY COMMISSION EXPIRES
12-14-27

STATE OF IOWA, COUNTY OF DELAWARE

This instrument was acknowledged before me on November 5, 2025, by Jason Rauen, member of 5R Capital, LLC.

Signature of Notary Public

