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LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA

CHEK

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

TRANSFEROR:

Name Harley Joe Johnson, II

Address 1844 160th St., Creston, IA 50801
Number and Street or RR City, Town or P.O. State Zip

TRANSFeree:

Name Bradley M. Allen and Jill Allen

Address 2532 265 St., Peru, IA 50222
Number and Street or RR City, Town or P.O. State Zip

Address of Property Transferred:

2901 Rustic Avenue, Peru, IA 50222
Number and Street or RR City, Town, or P.O. State Zip

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

1. Wells (check one)

- 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)

- 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)

- 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)

- 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)

- 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.

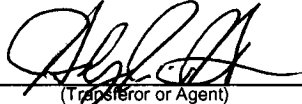
6. Private Sewage Disposal System (check one)

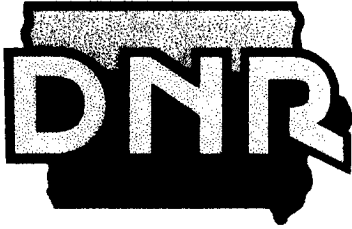
- All buildings on this property are served by a public or semi-public sewage disposal system.
- This transaction does not involve the transfer of any building which has or is required by law to have a sewage disposal system.
- There is a building served by private sewage disposal system on this property 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:

1 Well: WELL located 100 yards EAST 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:  Telephone No.: (515) 681-2224
(Transferor or Agent)



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

This agreement is entered into this 19th day of September, 20 19 by and

between the Madison County Board of Health and Bradley Allen

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.

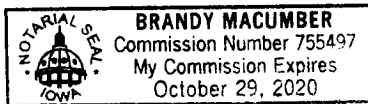
The property located at 2901 Rustic Ln, Iowa is subject to the inspection, and the buyer Bradley Allen understands there is not an adequate private sewage disposal system serving this property.

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 2nd day of December, 20 19

Dated the 19th day of September, 20 19
Bradley M Allen
 BUYER

Lina Burk
 COUNTY BOARD OF HEALTH or
 AUTHORIZED REPRESENTATIVE

This instrument was acknowledged before me on September 19, 20 19



by Macumber
Exp. 10/29/2020
 Notary Public

Exhibit "A"

The Northeast Quarter (¼) of the Southeast Quarter (¼); the North 30 acres of the Southeast Quarter (¼) of the Southeast Quarter (¼); the West Half (1/2) of the Southeast Quarter (¼), EXCEPT that part of the Northwest Quarter (¼) of the Southeast Quarter (¼) lying North of the river, containing three (3) acres, more or less; the South 25 acres of the Southeast Quarter (¼) of the Southwest Quarter (¼); All that part of the North 15 acres of the Southeast Quarter (¼) of the Southwest Quarter (¼) lying and being South and East of Clanton Creek; AND a tract of land located in the Southwest Quarter (¼) of the Southwest Quarter (¼) of Section One (1), Township Seventy-four (74) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, more particularly described as follows: Commencing at the Southwest corner of said Section One (1), thence North 89°45'16" East, 220.00 feet along the South line of said Section One (1) to the centerline of Clanton Creek and being the Point of Beginning. Thence continuing along said South Section line North 89°45'16" East, 715.88 feet to a point on the West line of Parcel "A"; thence following along the West line of Parcel "A", North 01°07'24" West, 77.03 feet; thence continuing along said West line, North 24°01'03" East, 36.66 feet; thence North 05°59'53" West, 284.36 feet; thence North 09°15'16" West, 81.36 feet to the intersection of the West line of Parcel "A" and the centerline of Clanton Creek; thence following the meanderings of the centerline of Clanton Creek in a Northwesterly and a Southerly Direction to the Point of Beginning; AND all that part of the Southeast Quarter (¼) of the Northeast Quarter (¼) lying Southeast of Clanton Creek and containing 12 1/2 acres, more or less; AND a tract of land located in the Southwest Quarter (¼) of the Northeast Quarter (¼), more particularly described as follows, to-wit: Beginning at the Center of said Section One (1), thence North 89°33'09" East, 1042.54 feet along the South line of the Northeast Quarter (¼) of said Section One (1) to the centerline of Clanton Creek; thence along said centerline of Clanton Creek, North 33°54'47" West, 177.09 feet; thence North 20°23'59" West, 271.62 feet; thence North 58°33'02" West, 105.74 feet; thence North 02°09'58" West, 161.81 feet; thence North 13°26'26" West, 200.83 feet; thence North 28°36'11" East, 216.73 feet; thence North 18°23'20" East, 211.74 feet; thence North 45°03'42" West, 142.86 feet; thence South 83°29'48" West, 59.12 feet; thence South 70°10'38" West, 80.60 feet; thence South 48°37'57" West, 108.72 feet; thence South 34°50'51" West, 284.05 feet; thence North 87°23'43" West, 41.15 feet; thence South 46°33'27" West, 114.30 feet; thence South 63°38'46" West, 62.67 feet; thence South 17°18'57" West, 82.72 feet; thence South 01°05'58" West, 125.54 feet; thence South 10°32'06" West, 55.77 feet; thence South 34°24'56" West, 85.62 feet; thence South 05°56'28" West, 75.48 feet; thence South 46°39'18" East, 67.17 feet; thence North 86°14'35" East, 158.82 feet; thence North 57°00'39" East, 101.21 feet; thence South 67°46'17" East, 85.74 feet; thence South 35°40'32" East, 98.97 feet; thence South 09°25'50" West, 79.49 feet; thence South 07°20'11" East, 205.03 feet; thence South 05°58'39" West, 68.66 feet; thence South 29°31'55" West, 20.32 feet to the South line of said Northeast Quarter (¼) of Section One (1); thence North 89°33'09" East, 493.91 feet along the South line of the Northeast Quarter (¼) of said Section One (1) to the point of beginning; **ALL in Section One (1), Township Seventy-four (74) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa;**

AND

All that part of the East 26 acres of the Northwest Quarter (¼) of the Northwest Quarter (¼) of Section Twelve (12), Township Seventy-four (74) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, which lies North of the public highway running across said 40-acre tract; AND the East 25 acres of the Northwest Quarter (¼) of the Northeast Quarter (¼) of said Section Twelve (12); AND a tract of land located in the Northwest Quarter (¼) of the Northwest Quarter (¼) of said Section Twelve (12) and in the Northeast Quarter (¼) of the Northeast Quarter (¼) of Section Eleven (11), Township Seventy-four (74) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, more particularly described as follows, to-wit: Commencing at a point 220 feet East of the Northwest corner of said Section Twelve (12), thence East on the Section line 242 feet, thence South to the center line of the present public highway, thence West along the center line of said highway to Clanton Creek, being a point 180 feet West of the East line of Section Eleven (11), thence following the meanderings of said Clanton Creek to the point of beginning; **EXCEPT** Parcel "A" located in the Southwest Quarter (¼) of said Section One (1) and in the Northwest Quarter (¼) of the Northwest Quarter (¼) of said Section Twelve (12), containing 16.646 acres, as shown in Plat of Survey filed in Book 2, Page 434 on December 29, 1993, in the Office of the Recorder of Madison County, Iowa;

LEGAL DESCRIPTION

EXHIBIT "C"

Parcel "A" located in the Southwest Quarter (¼) of Section One (1), and in the Northwest Quarter (¼) of the Northwest Quarter (¼) of Section Twelve (12), Township Seventy-four (74) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, containing 16.646 acres, as shown in Plat of Survey recorded in Book 2, Page 434 on December 29, 1993, in the Office of the Recorder of Madison County, Iowa, EXCEPT Parcel "C" located therein, containing 3.15 acres more or less, as shown in Plat of Survey recorded in Book 3, Page 620 on August 21, 2000, in the Office of the Recorder of Madison County, Iowa.

Parcel "C", located in all that part of Parcel "A" located in the South Half (½) of the Southwest Quarter (¼) of Section One (1), Township Seventy-four (74) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa, containing 3.15 acres, as shown in Plat of Survey filed in Book 3, Page 620 on August 21, 2000, in the Office of the Recorder of Madison County, Iowa