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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: Dewey S. Eyerly and Mary D. Eyerly
Address: 333 US Hwy 169, Lorimor, IA 50149

TRANSFeree:

Name: Kenneth H. Mullett and Polly Mullett
Address: 3333 US Hwy 169, Lorimor, IA 50149

Address of Property Transferred:
3333 US Hwy 169, Lorimor, Iowa 50149

Legal Description of Property: (Attach if necessary)

A parcel of land in the Southwest Quarter (1/4) of the Northwest Quarter (1/4) of Section Thirty-five (35), in Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, more particularly described as follows: Commencing at the Northeast corner of the Northwest Quarter (1/4) of the Northwest Quarter (1/4) of said Section Thirty-five (35); thence South 1507.94 feet along the East line of the West Half (1/2) of said Northwest Quarter (1/4); thence North 84°15'34" West 132.13 feet to the Westerly Right of Way of relocated U.S. Highway 169, being the point of beginning; thence continuing North 84°15'34" West 168.26 feet; thence South 08°30'49" West 427.81 feet; thence South 84°15'34" East 213.95 feet to said Westerly Right of Way; thence along said Right of Way, North 12°54'05" East 118.06 feet (recorded as North 12°28' East 116.9 feet); thence North 00°04'54" East 189.14 feet (recorded as North 00°18'30" East 186.3 feet); thence North 04°03'30" West 123.73 feet to the point of beginning, containing 2 acres, more or less; AND Parcel "E" located in and forming a part of the Southwest Quarter (1/4) of the Northwest Quarter (1/4) of Section Thirty-five (35), Township Seventy-four (74) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, containing 0.03 acres, AND Parcel "F" located in and forming a part of the Southwest Quarter (1/4) of the Northwest Quarter (1/4) of said Section Thirty-five (35), containing 0.38 acres, ALL as shown in Plat of Survey filed in Book 2022 Page 2642 on September 7, 2022, in the Office of the Recorder of Madison County, Iowa, and as corrected by Surveyor's Affidavit recorded in Book 2022, Page 2705, on September 13, 2022.

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)

FILE WITH RECORDER

DNR form 542-0960 (July 18, 2012)

- 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: front yard East of deck by lilac bush.

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

Signature: *Dorothy Ealy* Telephone No.: *(515) 468-0906*
(Transferor)



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

This agreement is entered into this 30th day of September, 20 22 by and
between the Madison County Board of Health and Kenneth Mullett

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 3333 US Hwy 169, Iowa is subject to the inspection,
and the buyer Kenneth Mullett 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 January, 20 23

Dated the 30th day of September, 20 22

Kenneth Mullett
BUYER

Brooke Krump
COUNTY BOARD OF HEALTH or
AUTHORIZED REPRESENTATIVE

This instrument was acknowledged before me on September 30th, 20 22

by Tina Burk

Notary Public

