

BK: 2023 PG: 2290  
Recorded: 9/20/2023 at 12:35:56.0 PM  
Pages 2  
County Recording Fee: \$12.00  
Iowa E-Filing Fee: \$3.00  
Combined Fee: \$15.00  
Revenue Tax:  
BRANDY L. MACUMBER, RECORDER  
Madison County, Iowa

**CERTIFICATE OF NO FURTHER ACTION**

**Prepared By:** Dawn Santa Maria, 515.805.6664  
IOWA DEPARTMENT OF NATURAL RESOURCES, 502 E 9<sup>TH</sup> ST, DES MOINES, IA 50319-0034

**Return To:** DAN CHILDS, KUM & GO LC, 1459 GRAND AVE, DES MOINES IA 50309

This document certifies that the referenced underground storage tank (UST) site has been classified by the Iowa Department of Natural Resources (Department) as "no further action" as provided in Iowa Code § 455B.474(1)a(8)(a). This certificate must be recorded in the referenced site's County Recorder Office. See Iowa Code § 455B.474(1)a(8)(c).

**Date of Issuance:** SEPTEMBER 06, 2023

**Owner/Operator of the Tank(s):** KUM & GO LC

**Department File Reference:** UST No. 198607024  
LUST No. 7LTE11

**UST Facility Address:** KUM & GO #246  
122 JOHN WAYNE DR  
WINTERSET IA 50273

**Owner/Operator Mailing Address:** ATTN DAN CHILDS  
KUM & GO LC  
1459 GRAND AVE  
DES MOINES IA 50309

**Legal Description of the UST Site:** (as found on record filed with MADISON County)

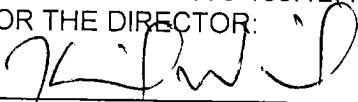
Lot Eight (8) and the East Half (E1/2) of Lot Seven (7) in Block Twenty-four (24) of the Original Town of Winterset, Madison County, Iowa.

If any monitoring wells are subsequently found they should be properly abandoned in accordance with Chapter 567-39 of the Iowa Administrative Code.

This certificate prohibits the Department from requiring a property owner or a responsible party to conduct further corrective action if the only reason is a change in action levels See Iowa Code § 455B.474(1)(a)(8)(c). An owner or operator shall not be responsible for additional assessment, monitoring, or corrective action activities at a site for the release (LUST) that is issued a no further action certificate unless it is determined that the certificate was issued based upon false material statements that were knowingly or intentionally made by a groundwater professional and the false material statement resulted in the incorrect classification of the site. See Iowa Code § 455B.474(1)(a)(8)(a). However, this certificate does not prevent the Department from requiring corrective action at the site if a new petroleum release occurs. See Iowa Code § 455B.474(1)(a)(8)(c). If a previously unknown or unforeseen risk condition should arise related to the release covered by this certificate, the Department, in conjunction with the Iowa comprehensive petroleum underground storage tank fund board, may fund investigation and corrective action to address the risk. See Iowa Code § 455G.9(1)(k).

This certificate does not constitute a warranty or representation of any kind to any person as to the environmental condition, marketability, or value of the above-referenced property other than that NFA-qualifying status was achieved upon the date of certificate issuance. See 567 Iowa Administrative Code 135.12(10)(b)(6).

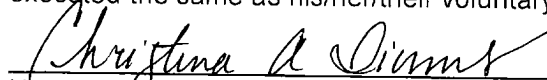
FOR THE DIRECTOR:



Keith Wilken  
Underground Storage Tank Section Supervisor  
Land Quality Bureau  
Environmental Services Division

State of Iowa )  
County of Polk ) ss.

This instrument was acknowledged before me on this 6 day of September, 2023, by Keith Wilken, who executed the foregoing instrument, and acknowledges that this person executed the same as his/her/their voluntary act and deed.

  
Notary Public for State of Iowa  
My Commission Expires: Sept 7 2024

