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Pages 11
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Iowa E-Filing Fee: \$0.00
Combined Fee:
Revenue Tax:
BRANDY L. MACUMBER, RECORDER
Madison 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: Beschen Enterprises, LLC
Address: 3148 135th Court, Cumming, IA 50061

TRANSFeree:

Name: Janelle Van Ballego
Address: 3139 Cumming Rd, Cumming, IA 50061

Address of Property Transferred:

3139 Cumming Rd, Cumming, Iowa 50061

Legal Description of Property: (Attach if necessary)

Parcel "B", a part of Parcel "A", located in the Northeast Quarter (¼) of the Southwest Quarter (¼) of Section Twenty-two (22), Township Seventy-seven (77) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, containing 4.683 acres, as shown in Plat of Survey filed in Book 2005, Page 3139 on July 8, 2005, in the Office of the Recorder of Madison County, Iowa, EXCEPT Parcel H being a part of the Northeast ¼ of the Southwest Quarter of Section 22, Township 77 North, Range 26 West of the 5th P.M., as shown on the Plat of Survey filed in Book 2022, Page 3201 on November 3, 2022, in the Office of the Recorder of Madison 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:

2023-14

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:

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

Signature: *Don L. Mumber* Telephone No.: (515) 975-1502
(Transferor)

GROUNDWATER HAZARD STATEMENT

ATTACHMENT #1

NOTICE OF WASTE DISPOSAL SITE

a. Solid Waste Disposal (check one)

- There is a solid waste disposal site on this property, but no notice has been received from the Department of Natural Resources that the site is deemed to be potentially hazardous.
- There is a solid waste disposal site on this property which has been deemed to be potentially hazardous by the Department of Natural Resources. The location(s) of the site(s) is stated below or on an attached separate sheet, as necessary.

b. Hazardous Wastes (check one)

- There is hazardous waste on this property and it is being managed in accordance with Department of Natural Resources rules.
- There is hazardous waste on this property and the appropriate response or remediation actions, or the need therefore, have

not yet been determined.

Further descriptive information:

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

Signature: *Sam Ku Member* Telephone No.: (515) 975-1502
(Transferor)



TIME OF TRANSFER INSPECTION TOT# 4991 SETH BROWN CERT # 13190

Site Information

Parcel Description: **061012262021000**

Address: **3139 Cumming Rd, Cumming, IA 50061**

County: **Madison**

Owner Information

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

Business Name:

Owner Name: **Beschen Enterprises LLC**

Email Address: **bvgooyen@gmail.com**

Address: **3139 Cumming Rd, Cumming, IA 50061**

Phone No:

Additional Contact Information

Name	Email Address	Affiliate Type
Scott Myers		Realtor
Bryon Van Ballegooyen	bvgooyen@gmail.com	Buyer

Site related information

No Of Bedrooms: **5**

Inspection Date: **05/09/2023**

Facility Type: **Residential**

Currently Occupied: **No**

Last Occupied:

System Installation Date: **04/26/2006**

Permit issued by County: **Yes**

Permit Number: **047-06**

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

County contacted for records: **Yes**

Property Information Comments:

Primary Treatment

Tank 1

Tank Name: **Tank 1**

Type: **Septic Tank**

Tank Size (Gal): **1000**

Tank Material: **Concrete**

Tank Corrosion Type: **Excessive**

Liquid Level Type: **Below Baffle**

No. of Compartments: **2** Pump Tank Chamber: **No** Licensed Pumper Name: **Rogers Septic**
Date Pumped: **5/9/2023** Meets Setback to Well: **N/A** Well Type:
Distance To Well (Ft.): Is Accessible: **Yes** Lid Intact: **Yes**
Risers Intact: **Yes** Effluent Filter Present: **Yes** Watertight: **No**
Tank/Vault Pumped: **Yes** Inlet Baffle Present: **Yes** Outlet Baffle Present: **Yes** Functioning as Designed: **No**
Tank Comments:

General Primary Treatment Comments:

Water level is 1.5 ft below baffle. Outlet wall shows excessive deterioration, was able to probe through wall.

Distribution Type

Distribution Box 1

Label: **Distribution Box 1** Material Type: **Plastic** Accessible: **Yes**
Box Opened: **Yes** Baffle Present: **Yes** Speed Levelers Present: **Yes**
Watertight: **Yes** Functioning As Designed: **Yes**

General Distribution System Comments :

Secondary Treatment

Lateral Field1

Distribution Type: **Distribution Box** Material Type: **Leaching Chamber** Trench Width: **24**
Lines: **4** Total Length of Absorption Line: **400** System Hydraulic Loaded: **Yes**
Gallons Loaded: **300** Meets Setback to Well: **N/A** Well Type:
Distance To Well (Ft.): Lateral Lines Probed: **Yes** Saturation or Ponding Present: **No**
Grass Cover Present: **Yes** Lateral Lines Equal Length: **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: **All wastewater goes to septic. 1000 gallon concrete septic tank in non working condition with excessive deterioration. Accessible by inlet and outlet risers and lids. Water level is 1.5 ft below baffle. Outlet wall shows excessive deterioration, was able to probe through wall. Inlet and outlet baffles present, outlet filter present. Plastic watertight distribution box in working condition. Baffle and speed levelers present. Hydraulic load tested 4x100 equaling 400 ft of eq24 chambered laterals with 300 gallons. Each lateral took water and probed dry and clean.**



TIME OF TRANSFER INSPECTION TOT# 4991 SETH BROWN CERT # 13190

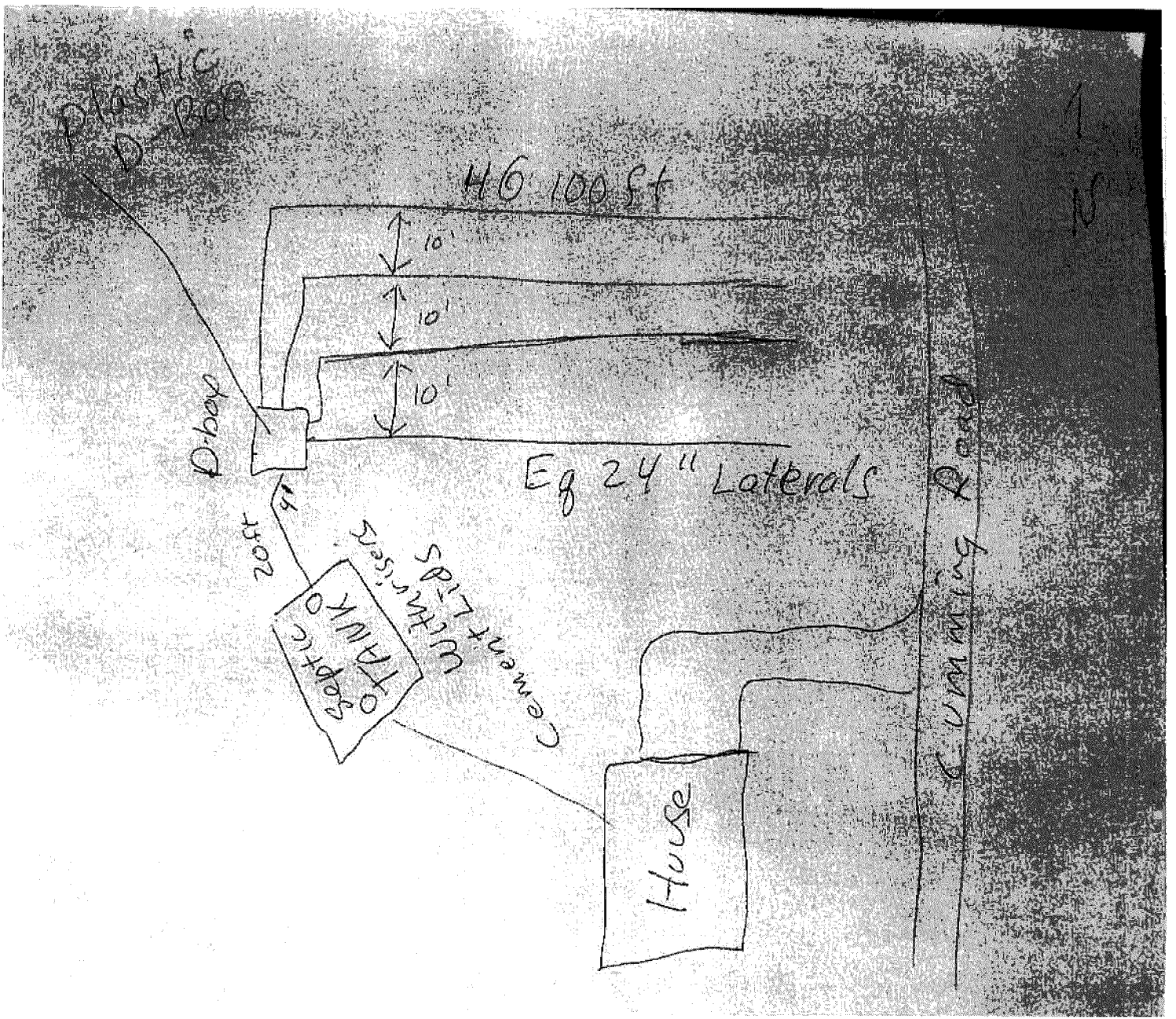
Owner Name: **Beschen Enterprises LLC**

Address: **3139 Cumming Rd , Cumming , IA 50061**

County: **Madison**

Inspection Date: **05/09/2023**

Submitted Date: **5/9/2023**





MADISON COUNTY ENVIRONMENTAL HEALTH SEPTIC INSPECTION REPORT – TANK REPLACEMENT

General Information

Owner: BESCHEN ENTERPRISES LLC (DED) Installer: X Mease
Address: 3139 CUMMING RD
Inspection Date/s: 05/30/2023 Inspected by: X Brooklyn Knapp

Sewer Pipe from Building to Primary Treatment

Sewer Pipe was installed in accordance with Chapter 69.7(1)-(3) & 69.9(1)g: Yes X or No ____
If no, explain _____

Septic Tank

Septic Tank Size 1250 X 1500 1750 2000 Other _____ Material: X Concrete
____ septic tank only _____ Plastic
____ +500 gallon pump /siphon combination tank Source: Concrete
____ + Separate _____ gallon pump/siphon tank Alarm: At Tank X Inside ____
Septic tank was installed in accordance with Chapter 69.8(2)- 69.8(3): Yes X or No ____
If no, explain _____

Connection

Piping after tank was installed according to Chapter 69.13(3): Yes X or No ____
If no, explain _____

Minimum Distances for Closed Portion of Treatment System

Closed portion the septic system have been installed in accordance with the minimum distances listed in Table 1 of Chapter 69.3(2): Yes X No ____
If no, explain _____

Final Review: X Approved or ____ Disapproved

Madison County Environmental Health
201 W. Court Ave
Winterset, IA 50273
515-462-2636

***Authorization to Construct a
Private On-Site Wastewater
Treatment System (POWTS)***



Certificate Number: 2023-41

Date Issued: 05/30/2023

Issued to: BESCHEN ENTERPRISES LLC (DED)
3139 CUMMING RD
CUMMING IA 50061

Location & Scope of Work

Address: 3139 CUMMING RD
CUMMING, IA

Legal Description: PAR B 4.65A EX PAR H

Parcel #:

Sec-Twp-Rng: 22-77-26

Parcel Area: 3.27

POWTS Components Specifications:

Replacing existing septic tank with a 1500 poly coon septic tank

General Conditions:

1. System must be constructed in conformance with attached system layout, profiles, and cross-sections.
2. Structures must be constructed in conformance with 567 IAC Chapter 69 & the Madison County Environmental Health Regulations.
3. Permit shall be null & void if system is not constructed within one year of permit issuance. The Environmental Health Officer must approve any request for extension of permit.
4. The Environmental Health Officer must approve any design modifications to the permitted system prior to construction.
5. Once constructed, all system components must be uncovered for inspection & the system must be approved before it can be put into operation. Notice for inspection must be received 24 hours in advance (8 a.m. through 4:30 p.m., Monday-Friday). If weather necessitates the need to cover the system components, then the system owner or contractor must notify and follow the procedures given by the Environmental Health Officer.

Special Conditions: All fees, maintenance, testing, & construction shall be in accordance with Engineer, Manufacturer, County and State regulations.

At Least a 24-hour notice for inspection is required.

Brooklyn Krings-Abel

***Environmental Health Officer
Madison County Iowa***