



Document 2024 GW2109

Book 2024 Page 2109 Type 43 001 Pages 8

Date 8/30/2024 Time 8:01:10AM

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BRANDY MACUMBER, COUNTY RECORDER
MADISON COUNTY IOWA

CHEK

**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: Jill R. Siikarla, and Jason Siikarla, 9088 Briarglen Rd., Eden Prairie, MN 55347, and Jaala A. Knowlton, 1181 Ridgeview Circle, Broomfield, CO 80020

TRANSFeree:

Name: Benjamin Yetter and Hannah Yetter
Address: 1410 – 105th Street, Earlham, IA 50072

Address of Property Transferred:

1340 - 105th Street, Earlham, Iowa 50072

Legal Description of Property: (Attach if necessary)

An undivided one-half interest in the Northwest 1/4 of the Southeast 1/4 and the Northeast 1/4 of Southwest 1/4 of Section 3, Township 77 North, Range 39, West of the 5th P.M., Madison County, Iowa

Subject to covenants, easements, and restrictions of record

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:

Well #1 is located approximately 100 feet to the SW from the SW corner of house. Well is located below a windmill. Well #2 is located along the N-S fence line approximately 300 feet South of the NW corner of the cropland parcel in the E ½ of the NE ¼ SW ¼ of Sec. 3-77-29.

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.: 608-279-7595

(Transferor)



TIME OF TRANSFER INSPECTION TOT# 11689 DARYLE BENNETT II CERT # 1438

Site Information

Parcel Description: **3-77-29**

Address: **1340 105 th st, Earlham, IA 50072** County: **Madison**

Owner Information

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

Business Name:

Owner Name: **Lori Miller**

Email Address: **ljm6793@gmail.com**

Address: **1340 105th st ,, Earlham, IA 50072**

Phone No: **248-703-0058**

Site related information

No Of Bedrooms: **4** Inspection Date: **08/01/2024**

Facility Type: **Residential** Currently Occupied: **No**

Last Occupied: **08/01/2024** System Installation Date:

Permit issued by County: **No** Permit Number:

All plumbing fixtures enter septic system: **Yes** County contacted for records: **Yes**

Property Information Comments:
TOT septic report ,contacted county NO records or permit for older farmstead ,owners on site during inspection ,Lori Miller POA also on estate Jill Siikarla, Jaala Knowlton

Primary Treatment

Primary Treatment: **No**

General Primary Treatment Comments:
dug in yard and used camera in cast and clay tile line could find NO primary or secondary treatment system, older farmstead county has NO records or permits

Distribution Type

Distribution System : **No**

General Distribution System Comments : **NO primary or secondary system found ,only pipe leaving home cast iron pipe 8 feet deep**

Secondary Treatment

Secondary Treatment: **No**

General Secondary Treatment Comments: **No system found only pipe exiting house east side heading south east**

Narrative Report

TOT Inspection Report Overall Narrative Comments: **TOT septic inspection report for above address . We did contact Madison co. environmental health dept. for maps and information. It is a long standing farmstead. There are NO records or permits on file for this address We did go inside home and found all plumbing did exit soil piping on the east side of home.(feet in the ground. We did incorporate camera and found vent pipe just outside foundation wall in cast iron pipe ,the vent stood 12'' high. We did find cast iron pipe junction heading south east of home too lower part of the acreage. determining the odds of a certified system that deep is unlikely The homeowners decided not too pursue any more expense, they were present through the entire inspection. This address system does not meet current standards or codes of a waste water system set forth by IDNR and Madison Co. This will conclude our inspection and report. We did rough backfill ,picked up all our tools before leaving the property.**



TIME OF TRANSFER INSPECTION TOT# 11689 DARYLE BENNETT II CERT # 1438

Owner Name: **Lori Miller**

Address: **1340 105 th st , Earlham , IA 50072**

County: **Madison**

Inspection Date: **08/01/2024**

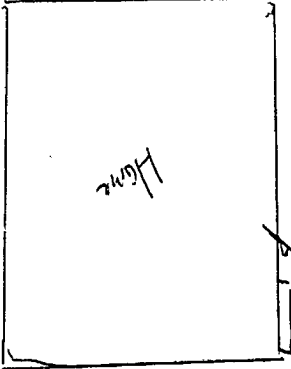
Submitted Date: **8/19/2024**

This page certifies a Time of Transfer inspection was conducted and submitted for the property listed above in accordance with Subrule 567 IAC 69.2(8).

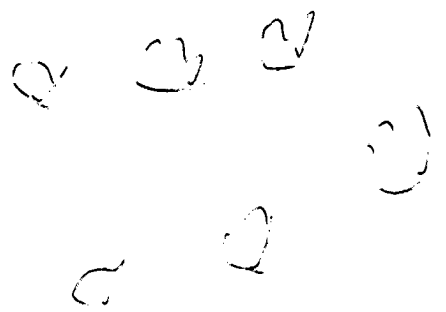
DJ SERVICES LLC
2460 337th ST
PERRY, IA 50220

105th ST

11340 165th ST
Exham, Ia.
56072
3-77-29



31
12
4
1/2
1/2





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

This agreement is entered into this 29th day of August, 20 24 by and
between the Madison County Board of Health and Ben and Hannah Yetter

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 1340 105th St., Earlham, IA 50072, Iowa is subject to the inspection,
and the buyer Ben and Hannah Yetter understands there is not an adequate private
sewage disposal system serving this property.

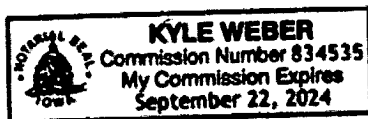
It is hereby agreed that

- the time of transfer inspection will not be required, OR
- an inspection has occurred and the system needs to be renovated or replaced

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 24.

Dated the 29th day of August, 20 24.

Ben Yetter Hannah Yetter Andrew Foubert
Buyer Signature Signature of County Board of Health or
Authorized Representative



[Signature]
8/29/24