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LISA SMITH, COUNTY RECORDER
MADISON IOWA

Prepared By & Return To
✓ **MADISON COUNTY BOARD OF HEALTH**
COURTHOUSE
P.O. BOX 152
WINTERSET, IOWA 50273

**SURFACE DISCHARGING PERMIT
WASTEWATER TREATMENT SYSTEM**

PROPERTY OWNERS AGREEMENT TO FOLLOW CHAPTER 69 REQUIREMENTS

576—69.2 (455B) **Requirements when discharged into surface water.** All discharges from on-site wastewater treatment and disposal systems which are discharged into any surface water shall be treated in a manner that will conform with the requirements of NPDES General Permit No. 4 issued by the department of natural resources.

NPDES General Permit No. 4 covers the discharge from any On-Site Wastewater Treatment and Disposal System constructed in accordance with 567 IAC Chapter 69 which is not absorbed underground into the soil but discharges to the surface of the ground, into surface waters or into an underground drainage tile.

All conditions of the Iowa Department of Natural Resources National Pollutant Discharge Elimination System (NPDES) General Discharge Permit No.4 for **Discharge from On-Site Wastewater Treatment and Disposal Systems** and all conditions as set forth in Madison County Health regulations shall be met.

The NPDES permit is non-transferable and must be applied for with a Notice of Intent every time ownership is transferred.

The above requirements shall run in perpetuity with the real estate described as Follows:

2.3A CENT PT SW NE Section 8 T75N R27W As Recorded Book 132 Page 492
"see attached"

Name: *Larry & Linda Kirkland* Address: *2340 St Charles Rd*

City: *Winterset* State: *IA* Zip Code: *50273*

Type of Disposal Treatment: Subsurface Sand Filter Free Access Sand Filter

*Peat Biofilter *Mechanical Aerobic *Other

*** System requires a maintenance contract with a manufacturer-certified technician shall be maintained at all times.**

Certification:

I certify the above information is true and accurate, to the best of my knowledge. I agree to abide by all of the terms and conditions stated above.

Signature: *Larry A. Kirkland*

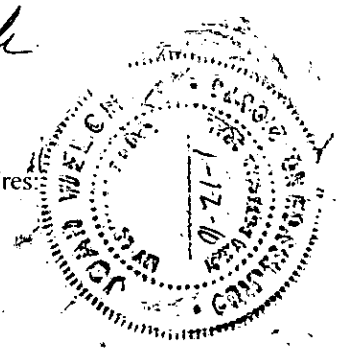
Printed Name: *LARRY A. KIRKLAND*

STATE OF IOWA S.S.
COUNTY OF MADISON

On this 28 of August, 2007 before me a Notary Public in and for said County and State, personally appeared *Larry A. Kirkland* to be the persons named in and who executed the foregoing and acknowledged that he/she executed same as his/her voluntary act and deed.

Joan Welch

NOTARY PUBLIC
STATE OF IOWA
My commission Expires
1-12-10



A parcel of land described as commencing at the Southwest corner of the Northeast Quarter (1) of Section Eight (8), in Township Seventy-five (75) North, Range Twenty-seven (27) West of the 5th P. M., Madison County, Iowa, thence South 89° 47' East 1,094.07 feet along the South line of said Northeast Quarter (1) to center-line of a county road, thence North 13° 20' West 272.46 feet to point of beginning, thence North 13° 20' West 209.65 feet, thence Northwesterly 208.57 feet along a 818.60 foot radius curve concave Southwesterly having a 208.03 feet long chord bearing North 20° 38' West, thence South 62° 04' West 170 feet, thence South 8° 50' West 170.13 feet, thence South 13° 13' East 279.30 feet, thence North 62° 41' East 263.50 feet to point of beginning, containing 2.3228 Acres including 0.9595 Acres of county road right-of-way,