

MICHELLE "MICKI" UTSLER, COUNTY RECORDER
MADISON IOWA

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RECORDED	<input checked="" type="checkbox"/>
COMPARED	<input type="checkbox"/>

MADISON COUNTY BOARD OF HEALTH

COURTHOUSE
P.O. BOX 152
WINTERSE, IOWA 50273

SURFACE DISCHARGING WASTEWATER TREATMENT SYSTEMS

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 perpetuity with the real estate described as Follows:

NW SE Section 16 T75 R26 South Twp see Attached

Name: *COLLEEN KENNEDY* Address: *2407-51st ST*

City: *DES MOINES* State: *IA* Zip Code: *50310*

Type of Disposal Treatment: Subsurface Sand Filter Free Access Sand Filter
Peat Biofilter Mechanical Aerobic Other

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.

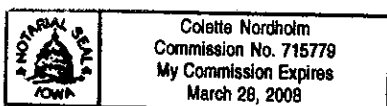
Signature: *Colleen F. Kennedy*

STATE OF IOWA S.S.
COUNTY OF ~~MADISON~~ *POLK*

On this *17* of *March*, 2005 before me a Notary Public in and for said County and State, personally appeared *Colleen Kennedy*, 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.

Colette Nordholm

NOTARY PUBLIC
STATE OF IOWA
My commission Expires: *3/28/08*



REAL ESTATE TRANSFER
TAX 22
STAMP #
\$ 111.20
Michelle Utsler
RECORDER
2-23-92 Madison
DATE COUNTY

REC \$ 5.00
AUD \$ 5.00
R.M.F. \$ 1.00

FILED NO. 2280
BOOK 135 PAGE 783
96 FEB 23 PM 2:13

COMPUTED ✓
RECORDED ✓
COMPARED ✓

MICHELLE UTSLER
RECORDER
MADISON COUNTY, IOWA

SPACE ABOVE THIS LINE
FOR RECORDER



WARRANTY DEED - JOINT TENANCY

For the consideration of Seventy Thousand and No/100 ---- (\$70,000.00)
Dollar(s) and other valuable consideration,
Ruby A. Smith, widow and single,

do hereby Convey to
Colleen Kennedy and Ronald Lind, wife and husband,

as Joint Tenants with Full Rights of Survivorship, and not as Tenants in Common, the following described
real estate in Madison County, Iowa:

The West Half (1/2) of the Southeast Quarter (1/4) of Section 16,
Township 75 North, Range 26 West of the 5th P.M., EXCEPT the
following described tract:

A tract of land described as follows, to-wit: Commencing at the
Southeast corner of the Southwest Quarter of the Southeast Quarter
of Section 16, in Township 75 North, Range 26 West of the 5th P.M.,
Madison County, Iowa, thence South 85° 03' West 441.6 feet along the
South line of said Section 16, thence North 3° 33' West 926.9 feet,
thence South 77° 55' East 507.5 feet, thence South 0° 00' 780.8 feet
along the East line of the West Half of the Southeast Quarter of
said Section 16 to the point of beginning, containing 9.1390 acres
including 1.2056 acres of county road right-of-way,

This Deed is given in full and complete satisfaction of a Real
Estate Contract dated December 21, 1992, and recorded
12/23/92, at Book 131, Page 51, Madison County, Iowa
Recorder's Office.

NO DECLARATION OF VALUE REQUIRED. EXEMPTION NO. 1 APPLIES.

Grantors do Hereby Covenant with grantees, and successors in interest, that grantors hold the real
estate by title in fee simple; that they have good and lawful authority to sell and convey the real estate;
that the real estate is Free and Clear of all Liens and Encumbrances except as may be above stated; and
grantors Covenant to Warrant and Defend the real estate against the lawful claims of all persons except as
may be above stated. Each of the undersigned hereby relinquishes all rights of dower, homestead and
distributive share in and to the real estate.

Words and phrases herein, including acknowledgment hereof, shall be construed as in the singular or
plural number, and as masculine or feminine gender, according to the context.

STATE OF IOWA Dated: December, 1992

ss:
MADISON COUNTY,
On this 23 day of December,
199 2, before me, the undersigned, a Notary
Public in and for said State, personally appeared
Ruby A. Smith

Ruby A. Smith
Ruby A. Smith (Grantor)

to me known to be the identical persons named in
and who executed the foregoing instrument and
acknowledged that they executed the same as their
voluntary act and deed.

Karen A. Miller
Notary Public

(Grantor)
(Grantor)
(Grantor)

(This form of acknowledgment for individual grantor(s) only)

DEED RECORD 135 783

KAREN A. MILLER
NOTARY PUBLIC
EXPIRES 8-2-94