



Document 2010 GW1738

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LISA SMITH, COUNTY RECORDER  
MADISON COUNTY IOWA

**REAL ESTATE TRANSFER - GROUNDWATER HAZARD STATEMENT  
TO BE COMPLETED BY TRANSFEROR**

**TRANSFEROR:**

Name Van L. Banks and Tausha J. Banks

Address 512 W Washington, Colfax, IA 50054

Number and Street or RR

City, Town or P.O.

State

Zip

**TRANSFeree:**

Name Donald Schulz and P.J. Schulz

Address 1192 280th St., Macksburg, IA 50155

Number and Street or RR

City, Town or P.O.

State

Zip

Address of Property Transferred:

2787 Carriage Trl., Macksburg, IA 50155

Number and Street or RR

City, Town, or P.O.

State

Zip

Legal Description of Property: (Attach if necessary) Parcel "A" in the Southeast Quarter of the Southeast Quarter (SE $\frac{1}{4}$ SE $\frac{1}{4}$ ) of Section 32, Township 75 North, Range 29 West of the 5th P.M., Madison County, Iowa, containing 3.58 acres

**1. Wells (check one)**

- There are no known wells situated on this property.
- 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)**

- There is no known solid waste disposal site on this property.
- 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)**

- There is no known hazardous waste on this property.
- 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)**

- 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.)
- 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)**

- There are no known private burial sites on this property.
- 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)**

- All buildings on this property are served by a public or semi-public sewage disposal system.
- This transaction does not involve the transfer of any building.
- 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.*
- 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.
- There is a building served by private sewage disposal system on this property. 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.
- 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 #9]
- This property is exempt from the private sewage disposal inspection requirements pursuant to the following exemption [Note: for exemption #9 use prior check box]: \_\_\_\_\_.
- The private sewage disposal system has been installed within the past two years pursuant to permit number \_\_\_\_\_.

**Information required by statements checked above should be provided here or on separate sheets attached hereto:**

See Time of Transfer Inspection Waiver Attached

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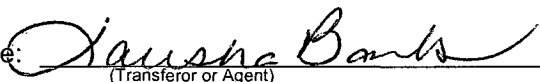


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**I HEREBY DECLARE THAT I HAVE REVIEWED THE INSTRUCTIONS FOR THIS FORM AND THAT THE INFORMATION STATED ABOVE IS TRUE AND CORRECT.**

Signature:   
(Transferor or Agent)

Telephone No.: ( 515 ) 971-3476

**TIME OF TRANSFER INSPECTION WAIVER  
BINDING ACKNOWLEDGEMENT for DEMOLITION**

This agreement is entered into this 7 day of July 2010, by and between Madison County Board of Health and Donald Schulz and P.J. Schulz.

WHEREAS, it is understood the Iowa Administrative Code 567-69 requires an inspection of the private sewage disposal system on all property located in Iowa at the time of transfer.

WHEREAS, the property located at 2787 Carriage Trail, Macksburg, Iowa is subject to the inspection, and the buyers, Donald Schulz and P.J. Schulz, understands there has not been a time of transfer inspection on the private sewage disposal system serving this property.

NOW THEREFORE, it is hereby agreed that the dwelling located on this property shall be demolished without being occupied by the 1st day of Dec, 2010.

Dated the 7 day of July 2010.

PROPERTY OWNER (S) OR BUYER

MADISON COUNTY  
BOARD OF HEALTH OR  
AUTHORIZED REPRESENTATIVE

Donald Schulz  
Donald Schulz  
P.J. Schulz  
P.J. Schulz

Elin A. Root

This instrument was acknowledged before me on July 7, 2010, by Donald Schulz and P.J. Schulz.

Jerrold Oliver  
Notary Public

