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Book 2012 Page 893 Type 43 001 Pages 4

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LISA SMITH, COUNTY RECORDER

MADISON COUNTY IOWA

CHEK

REAL ESTATE TRANSFER - GROUNDWATER HAZARD STATEMENT

TO BE COMPLETED BY TRANSFEROR

TRANSFEROR:

Name Steven J. Teachout and Chantel C. Teachout

Address 13411 Redwood Lane, Smithville, MO 64089

Number and Street or RR

City, Town or P.O.

State

Zip

TRANSFeree:

Name Pablo L. Suarez, Jr. and Dawn M. Suarez

Address 2211 North 8th Avenue, Winterset, IA 50273

Number and Street or RR

City, Town or P.O.

State

Zip

Address of Property Transferred:

2211 North 8th Avenue, Winterset, IA 50273

Number and Street or RR

City, Town, or P.O.

State

Zip

Legal Description of Property: (Attach if necessary) See 1 in Addendum

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.

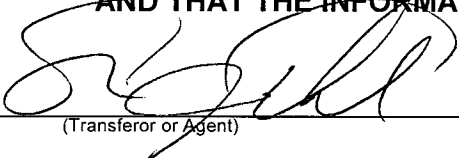
6. Private Sewage Disposal System (check one)

- 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:

There are 2 wells, one shallow well south of the pond and 1 deep well south of the circle drive and water pump

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.: (816) 866-4262

Addendum

1. That portion of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of Section Twenty-five (25), Township Seventy-six (76) North, Range Twenty-eight (28) West of the 5th P.M., lying West of Cedar Creek and East of the centerline of the County road as established by resolution and recorded in the minutes of the February 22, 1977 meeting of the Madison County Board of Supervisors; AND Parcel "A" located in the Southeast Quarter (SE 1/4) of the Northwest Quarter (NW 1/4), and in the Southwest Quarter (SW 1/4) of the Northeast Quarter (NE 1/4) of said Section Twenty-five (25), containing 3.191 acres, as shown in Amended Plat of Survey filed in Book 2, Page 598 on July 26, 1995, in the Office of the Recorder of Madison County, Iowa.

**TIME OF TRANSFER INSPECTION
BINDING AGREEMENT
For
FUTURE REPAIR**

This agreement is entered into this 28th day of March 2012 by and between Madison County Board of Health and Dawn Suarez .

WHEREAS, it is understood the Iowa Administrative Code 567-69 requires:

"If a private disposal system is failing to ensure effective wastewater treatment or is otherwise improperly functioning, the private sewage disposal system shall be renovated to meet current standards as adopted by the department, either by the seller or, by agreement, within a reasonable time period as determined by the county or the department, by the buyer."

WHEREAS, the property located at 2211 N 8th Avenue, Winterset, Iowa, is improperly functioning based upon an inspection from a state certified inspector, the buyer Dawn Suarez understands the private sewage disposal system serving this property must be renovated to meet current standards.

NOW THEREFORE, it is hereby agreed that the sewage disposal system shall be renovated no later than the 1st day of July, 2012.

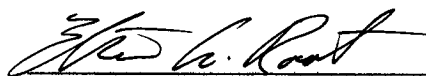
Dated the 28th day of March 2012.

PROPERTY BUYER

MADISON COUNTY
BOARD OF HEALTH OR
AUTHORIZED REPRESENTATIVE

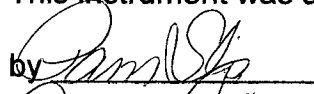



Dawn Suarez



Elton A. Root, Environmental Health

This instrument was acknowledged before me on March 28, 2012

by  Notary Public
 Deputy Clerk of Court

