



Document 2012 GW3459

Book 2012 Page 3459 Type 43 001 Pages 3

Date 11/15/2012 Time 10:42 AM

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INDX

ANNO

SCAN

LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA

CHEK

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

TRANSFEROR:

Name Steve Benshoof and Angela Benshoof

Address 2749 State Hwy 92, Winterset, IA 50273

Number and Street or RR

City, Town or P.O.

State

Zip

TRANSFeree:

Name T. Alan Benshoof and Robert Benshoof

Address 2701 State Hwy 92, Winterset, IA 50273

Number and Street or RR

City, Town or P.O.

State

Zip

Address of Property Transferred:

N/A - land only

Number and Street or RR

City, Town or P.O.

State

Zip

Legal Description of Property: (Attach if necessary) An undivided one-third interest in and to:

See Legal Description Attached.

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 which has or is required by law to have a sewage disposal system.
- 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:

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.: (515) 462-2572
(Transferor or Agent)

All that part of the Northwest Quarter (¼) of the Southwest Fractional Quarter (¼) of Section Twenty-nine (29), Township Seventy-six (76) North, Range Twenty-six (26) West of the 5th P.M., lying South of the Public Highway, except a strip 20 feet wide off of the West side thereof and a strip 40 feet wide off the South side thereof and except the following described tracts, to-wit:

1. Commencing at a point 66 feet North of the Northeast corner of Block 5 of the Original Town of Patterson, Iowa, and running thence North 23 rods, thence West 11 rods, thence South 15 rods, thence West 5 rods, thence South 8 rods, thence East 16 rods to the place of beginning.
2. Commencing at the Northeast corner of Block Five (5) of the Original Town of Patterson, Madison County, Iowa, running thence North 40 feet to the North line of the Street, thence South 83°42' West along the North line of the Street 462 feet to the Southeast corner of parcel, thence continuing South 83°42' West 132 feet, thence North 132 feet, thence North 83°42' East 132 feet, thence South 132 feet to the Southeast corner of said parcel, containing 0.3976 acres.
3. Commencing at the Southwest Corner of the Northwest Quarter (¼) of the Southwest Fractional Quarter (¼) of Section Twenty-nine (29), Township Seventy-six (76) North, Range Twenty-six (26) West of the 5th P.M., City of Patterson, Madison County, Iowa; thence North 00°00'02" West 42.55 feet; thence North 89°59'58" East 20.00 feet to the Point of Beginning; thence North 00°00'02" West 132.00 feet; thence North 83°27'12" East 637.68 feet; thence South 00°00'00" 132.00 feet; thence South 83°27'12" West 637.68 feet to the Point of Beginning. Said parcel of land contains 1.920 acres, including 0.121 acres of county road right-of-way.
4. Commencing at the Northeast corner of Block Five (5) of the Original Town of Patterson, Madison County, Iowa, running thence North 40 feet to the North line of the street, thence South 83°42' West along the North line of the street 330 feet to the Southeast corner of parcel, thence continuing South 83°42' West 132 feet, thence North 132 feet, thence North 83°42' East 132 feet, thence South 132 feet to the Southeast corner of said parcel.

EXCEPT:

Parcel "C" described as a Parcel of land located in the NW¼ of the SW¼ of Section Twenty-nine (29), Township Seventy-six (76) North, Range Twenty-six (26) West of the 5th P.M., City of Patterson, Madison County, Iowa, more particularly described as follows: Commencing at the SE corner of the NW¼ of the SW¼ of said Section Twenty-nine (29); thence N00°14'15" E along the East line of said NW¼ of the SW¼, 105.73 feet to the North right of way of North Street; thence S83°32'23" W along said North right of way, 263.91 feet to the point of beginning; thence S00°14'15" W along said right of way, 22.39 feet; thence S83°27'11" W along said right of way, 65.22 feet; thence N00°00'02" W, 132.00 feet; thence N83°27'11" E, 65.75 feet; thence S00°14'15" W, 109.67 feet to the point of beginning, said parcel contains 0.20 acres and is subject to easements and restrictions of record.