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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 Richard W. Newton Trust

Address c/o Marvin Keith Newton, 4319 Colt Drive, West Des Moines, IA 50265

Number and Street or RR | City, Town or P.O. | State | Zip

**TRANSFEREE:**

Name Robert D. Newton and Marvin Keith Newton

Address c/o Robert D. Newton, 2310 Kippy Lane, Winterset, IA 50273

Number and Street or RR | City, Town or P.O. | State | Zip

Address of Property Transferred:
Ag land, Madison County, Iowa

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 the real estate described on Exhibit "A", attached.

1. **Wells (check one)**
   - X 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)**
   - X 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)**
   - X 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)**
   - X 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)**
   - X 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.
   - X 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: _____ (Transferor or Agent) Telephone No.: (515) 229-6901

**FILE WITH RECORDER** **DNR form 542-0960 (July 18, 2012)**

EXHIBIT "A"

The North 37 ½ acres of the Northeast Quarter (¼) of the Southwest Quarter (¼), AND the West One-half (½) of the Southeast Quarter (¼) except 6.52 acres conveyed for highway purposes, all in Section Ten (10), in Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, EXCEPT a tract commencing at a point of reference at the South Quarter (¼) corner of said Section Ten (10), thence North 90°00' East 18.8 feet along the South line of the Southeast Quarter (¼) of said Section Ten (10) to a point of intersection with the Easterly right of way line of Iowa Highway 162 and the point of beginning of the tract herein described (this is assumed bearing for purposes of this description only); thence Northeasterly 92.9 feet along said Easterly right of way line of Iowa Highway 162 being a 1196.0 foot radius curve concave Northwesterly (chord: North 31° 25½' East 92.8 feet) to a point of tangency; thence North 29°31' East 841.5 feet along said Easterly right of way line of Iowa Highway 162 to a point; thence South 32° 52½' East 331.5 feet to a point; thence South 17° 11½' West 558.0 feet to a point of intersection with said South line of the Southeast Quarter (¼) of Section Ten (10); thence North 90° 00' West 478.0 feet along said South line of the Southeast Quarter (¼) of Section Ten (10) to the point of beginning, and containing 6.0 acres more or less; EXCEPT the West 423 feet of the North 37½ acres of the said Northeast Quarter (¼) of the Southwest Quarter (¼); and EXCEPT Parcel "C" located in the Southeast Quarter (SE¼) of Section Ten (10), Township Seventy-five (75) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, as shown in Plat of Survey recorded on April 16, 2014, in Book 2014, Page 888 of the Recorder's Office of Madison County, Iowa.