



Document 2014 GW3220

Book 2014 Page 3220 Type 43 001 Pages 6

Date 12/23/2014 Time 1:31 PM

Rec Amt \$.00

INDX
ANNO
SCAN

LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA

CHEK

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

TRANSFEROR:

Name SHIRLEY A. WILLIS
Address 3801 GRAND AVE DES MOINES, IA 50312
Number and Street or RR City, Town or P.O. State Zip

TRANSFeree:

Name Joshua Beck
Address 2977 Valley View, Truro, IA 50257
Number and Street or RR City, Town or P.O. State Zip

Address of Property Transferred:

2977 VALLEYVIEW AVE TRURO IA 50257
Number and Street or RR City, Town or P.O. State Zip

Legal Description of Property: (Attach if necessary) See 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:

See attached for Well location.

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

Signature: _____

[Handwritten Signature]
(Transferor or Agent)

Telephone No.: _____

515-274-9036

Type and location of wells (attachment to the Groundwater Hazard Statement):

There are two wells located on the property at 2977 Valleyview Avenue, Truro, Iowa. The active well that is currently in use (as of December 22nd, 2014) is located 94 feet northwest of the northwest corner of the house and 35 feet southeast of the southeast corner of the shed. It has a 36" concrete cover. It is the service for a faucet located on the north side of the house, one hydrant located near the well, and one hydrant located in the fence line running north from the northeast corner of the shed.

The second well located on the property at 2977 Valleyview Avenue, Truro, Iowa does not currently (as of December 22nd, 2014) have electric service to the well or a pump in the well. It is located east of the house close to the northeast corner of the property; 22 feet west of the Valleyview Avenue right of way and 12 feet south of the fence line along the north property line. It has a 24" concrete cover and we believe it could be returned to use at some time in the future.

Legal Description of Property (2977 Valleyview Avenue, Truro, Iowa)

The NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 9-74-26, Madison County, Iowa, except easement of Natural Gas Pipeline and Commencing at the E $\frac{1}{4}$ Corner of Sec. 9-74-26 and being the point of beginning, thence S. 85° 29' W. 873.20 feet along the Quarter Section line, thence S. 00° 42' E. 273.33 feet, thence N. 88° 44' E. 553.30 feet, thence S. 00° 26' E. 195.70 feet, thence S. 86° 33' W. 145.78 feet, thence S. 44° 30' W. 200.50 feet, thence S. 11° 20' W. 236.50 feet, thence S. 69° 14' E. 689.86 feet, thence N. 00° 00' 1,153.80 feet along the section line to the point of beginning, said parcel contains 14.3129 Acres including 0.8637 Acres of County Road Right of Way and is situated in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 9-74-26, Madison County, Iowa. NOTE: The E. line of the SE $\frac{1}{4}$ of Sec. 9-74-26 is assumed to bear due North and South.

GROUNDWATER HAZARD STATEMENT

ATTACHMENT #1

NOTICE OF WASTE DISPOSAL SITE

a. Solid Waste Disposal (check one)

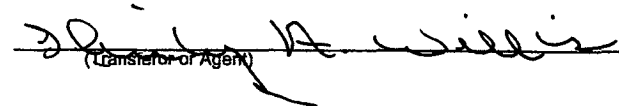
- There is a solid waste disposal site on this property, but no notice has been received from the Department of Natural Resources that the site is deemed to be potentially hazardous.
- There is a solid waste disposal site on this property which has been deemed to be potentially hazardous by the Department of Natural Resources. The location(s) of the site(s) is stated below or on an attached separate sheet, as necessary.

b.. Hazardous Wastes (check one)

- There is hazardous waste on this property and it is being managed in accordance with Department of Natural Resources rules.
- There is hazardous waste on this property and the appropriate response or remediation actions, or the need therefore, have not yet been determined.

Further descriptive information:

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.: 515-274-9036
(Transferor or Agent)

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

This agreement is entered into this 22nd day of December 2014, by and between Madison County Board of Health and Joshua Beck.

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."

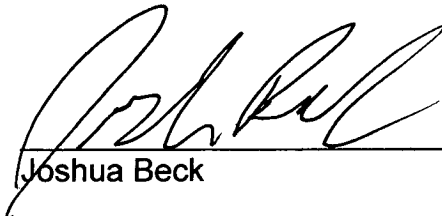
WHEREAS, the property located at 2977 Valleyview Avenue, Truro Iowa and further described as the NE ¼ of the SE ¼ Except 14.3 Acres of the E Part Section 9 T74N R26W is improperly functioning based upon an inspection from a state certified inspector, the buyer Joshua Beck understands the private sewage 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 2015.

Dated the 22nd day of December 2014.

PROPERTY BUYER

MADISON COUNTY
BOARD OF HEALTH OR
AUTHORIZED REPRESENTATIVE



Joshua Beck



Elton A. Root, Environmental Health Officer

This instrument was acknowledged before me on December 22, 2014

by  Notary Public

