



Document 2015 GW38

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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 Mark W. Sanburg and Tracy L. Sanburg  
Address 506 NW 38th Place, Cape Coral, FL 33993  
Number and Street or RR City, Town or P.O. State Zip

**TRANSFeree:**

Name Madison County, Iowa  
Address c/o Madison County Courthouse, POB 152, Winterset, IA 50273  
Number and Street or RR City, Town or P.O. State Zip

Address of Property Transferred:  
St. Charles Road, Winterset, IA 50273  
Number and Street or RR City, Town or P.O. State Zip

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

**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:**

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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: Michael J. Smith, Attorney Telephone No.: (239) 770-7240  
(Transferor or Agent)

#### LEGAL DESCRIPTION:

A tract of land in the Southeast Quarter of the Northwest Quarter of Section 8, Township 75 North, Range 27 West of the 5<sup>th</sup> P.M., Madison County, Iowa originally described as Parcel "A" and shown on a Plat of Survey filed on March 7, 2000 in Book 3, Page 551 and subject to an Ingress/Egress Easement and Public Utility Easement shown on a Plat of Survey filed December 12, 2007 in Book 2007, Page 4389. A retracement description of Existing Parcel "A" Survey with a minor adjustment of the County Road right-of-way is as follows:

Commencing at the Southwest Corner of the Southeast Quarter of the Northwest Quarter of Section 8, Township 75 North, Range 27 West of the 5<sup>th</sup> P.M., Madison County, Iowa, thence North 00°03'38" East 520.11 feet along the West line of said Southeast Quarter of the Northwest Quarter to the Point of Beginning; thence continuing North 00°03'38" East 615.38 feet along said West line to a point on the centerline of a County Road; thence Easterly 407.31 feet along a 2864.79 foot radius curve concave Northerly with a 406.96 foot chord bearing South 85°36'21" East; thence South 89°40'44" East 6.09 feet along the centerline of a County Road; thence South 00°24'44" East 75.00 feet; thence South 38°44'54" East 144.03 feet; thence South 31°32'46" East 154.13 feet; thence South 59°28'37" East 282.31 feet; thence South 50°10'25" East 193.23 feet; thence North 89°54'11" West 975.42 feet to the Point of Beginning containing 8.49 acres including 0.73 acres of County Road right-of-way. This existing Parcel "A" is being divided into Lot 1 which contains 4.04 acres and Lot 2 which contains 4.45 acres and shall be called Sanburg Subdivision. The Northeast line of Lot 1 is the centerline of a 66 foot wide Ingress/Egress and Public Utility Easement for the benefit of Lot 1 and Parcel "B" to the East.

#### INGRESS/EGRESS EASEMENT ON LOT 2, SANBURG SUBDIVISION:

A portion of a 33.00 wide Ingress/Egress Easement for the benefit of the property directly South of Lot 2 passes through Lot 2 and part of the East Half of the Southwest Quarter of the Northwest Quarter all in Section 8, Township 75 North, Range 27 West of the 5<sup>th</sup> P.M., Madison County, Iowa the centerline of which is described as follows:

Beginning at the Southwest Corner of Lot 2 of Sanburg Subdivision thence South 89°54'11" East 67.27 feet along the South line thereof to the easement centerline Point of Beginning; thence North 18°55'46" West 228.01 feet to a point that is in said East Half of the Southwest Quarter of the Northwest Quarter; thence North 13°18'54" West 49.34 feet; thence North 01°01'37" West 68.51 feet; thence North 05°33'51" East 135.66 feet; thence North 08°06'26" East 147.70 feet back into Lot 2 to a point on the centerline of a County Road at a point 14.19 feet Easterly of the Northwest Corner of said Lot 2. This easement is to be used as access to said Lot 2.

Kephart Construction  
310 West Clanton Street  
St. Charles, IA. 50240  
641-396-2239

October 27, 2014

I was contacted to do a time of transfer at 2342 St. Charles Road, Winterset, IA. 50273. Not much information from Madison County Sanitarian, no mapping.

Installed December 1999, free access sand filter is all that is stated.

I visited the site Oct. 22, 2014 and found primary tank with aerator. I opened the influent side of tank and noted an influent baffle. Levels were good, shows no sign of high levels in tank. Effluent side, looks good and contains a high level float with alarm. I checked the alarm, it is working properly, and aerators are running fine. Opened all doors to sand filter it has been raked and clean. The tank was pumped 10-16-14.

I tried a discharge sample for BOD, and there is no discharge, even though there is constant influent coming in when home is unoccupied.

I located discharge pipe and noted the ground is clean and no signs of sewage discharge.

As of this time, it is a good working system and I will map the system out for future reference.

I suggest to future buyer to have tank pumped every three years.

Kephart Construction

*Kephart Construction*

Clint Kephart



Certified Inspector  
IOWWA Certified Installer  
515-210-5677

The findings in this report are not any guarantee of the future performance of this system. The findings are based on the observations of the system at the time & day of the inspection only. Kephart Construction will not be liable for any hidden or unforeseen damages to this system. The inspection has been performed in accordance with the guidelines set forth by the Iowa DNR & in compliance with IAC567-Chapter 69. All septic systems require regular maintenance & eventually require repairs.



Time of Transfer Inspection Report (DNR Form 542-0191)

Property information

Current owner Mark Sanburg

Buyer \_\_\_\_\_ Realtor Iowa Realty, Bob Weeks

Mailing address 2342 St. Charles Rd. Winterset, Ia 50273

Site Address/County Parcel A SW NW 8.43A Section 8 T75 R27 Scott Twp  
Legal Description \_\_\_\_\_

No. of bedrooms 3 Last occupied? current Records available yes, not much

Permit/installation date 6-17-09 Separation distances ok/no? ok

Septic system information

Septic tank(s): size \_\_\_\_\_ material concrete condition good

Tank pumped? yes date 10-16-14 licensed pumper ST 307

Septic/trash/processing tank: size \_\_\_\_\_ material \_\_\_\_\_ condition \_\_\_\_\_

Tank pumped? \_\_\_\_\_ date \_\_\_\_\_ licensed pumper \_\_\_\_\_

Aerobic treatment unit (ATU) mfg \_\_\_\_\_ size \_\_\_\_\_

Tank pumped? \_\_\_\_\_ date \_\_\_\_\_ licensed pumper \_\_\_\_\_

Maintenance contract? \_\_\_\_\_ expiration date \_\_\_\_\_ service provider \_\_\_\_\_

Condition \_\_\_\_\_

Pump tanks/vaults: type \_\_\_\_\_ size \_\_\_\_\_ condition \_\_\_\_\_

Distribution system: distribution box \_\_\_\_\_ outlets used \_\_\_\_\_ condition \_\_\_\_\_

Header pipe(s) \_\_\_\_\_ # of lines \_\_\_\_\_ Pressure dosed? \_\_\_\_\_

Secondary treatment:

length of absorption fields \_\_\_\_\_ determined by \_\_\_\_\_

condition of fields \_\_\_\_\_ determined by \_\_\_\_\_

type of trench material \_\_\_\_\_

Size of sand filter 30' x 43' determined by inspection

Vent pipes above grade? yes 1 discharge pipe located? 54' west

Effluent sample taken? no effluent Results none

Media filters: type \_\_\_\_\_

Maintenance contract? \_\_\_\_\_ expiration date \_\_\_\_\_ service provider \_\_\_\_\_

Condition \_\_\_\_\_

NPDES General Permit No. 4: required? \_\_\_\_\_ permitted? \_\_\_\_\_ NOI provided \_\_\_\_\_



### Time of Transfer Inspection Report

Other components:

Alarms high level Working? yes disinfection — working? —

Control box working Timers — inspection ports yes

Other components \_\_\_\_\_

Overall condition of the private sewage disposal system

Report system status good working condition as of inspection

Explain (attach additional pages as needed): See attached

Comments: \_\_\_\_\_

Site status at conclusion of Time of Transfer inspection:

- Verify that controls are set on the appropriate mode.
- Power is on to all components.
- Revisit all components to verify lids are secure.
- Gather all tools for removal from the site.
- Verify that no sewage is on the ground surface.

Using this worksheet, write a narrative report of the inspection results and attach a site sketch.

This report indicates the condition of the private sewage disposal system at the time of the inspection. It does not guarantee that it will continue to function satisfactorily.

Signature of Certified inspector: [Signature] Date: 10-22-14  
 Name (print): Clint Kephart Certificate #: 8977  
 Address: 202 S. Walnut, St. Charles, IA 50240  
 Phone #: (515) 210-5677

Provide a copy of this report, the narrative report and sketch to the seller/agent, buyer/agent, the county sanitarian/environmental health office, county Recorder in the county the inspection was conducted and to;

Iowa DNR Onsite Wastewater Program  
502 E. 9<sup>th</sup> St.  
Des Moines, IA 50319

Madison County  
Office of Zoning and  
Environmental Health

**Authorization to Construct a  
Private On-site Wastewater  
Treatment System (POWTS)**

112 N. John Wayne Drive  
P.O. Box 152  
Winterset, IA 50273-0152  
Telephone: (515) 462-2636

**Permit Number: 037-09**

**Date Issued: June 17, 2009**

**Issued to: Mark & Tracy Sanburg  
Address: 2342 St. Charles Road  
Winterset, Iowa 50273**

**Legal Description: PARCEL A SW NW 8.43A Section 8 T75 R27 Scott Twp**

**POWTS Components Specifications: Replace free access sand filters  
Inspected By EAR**

**General Conditions:**

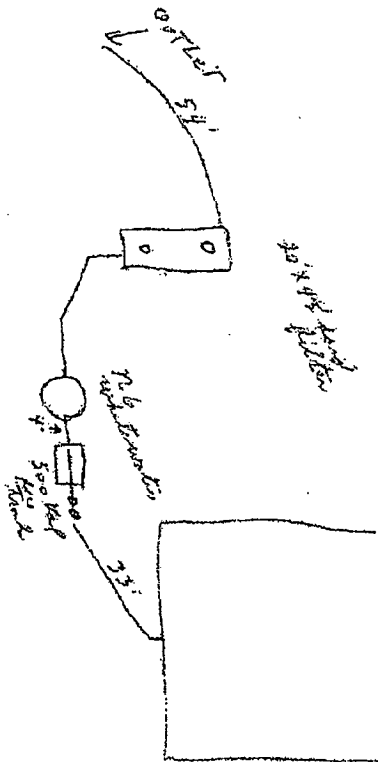
1. System must be constructed in conformance with attached system layout, profiles, and cross-sections.
2. Structures must be constructed in conformance with 567 IAC Chapter 69 and the Madison County Environmental Health Regulations.
3. Permit shall be null and void if system is not constructed within one year of permit issuance. The Environmental Health Officer must approve any request for extension of permit.
4. The Environmental Health Officer must approve any design modifications to the permitted system prior to construction.
5. Once constructed, all system components must be uncovered for inspection and the system must be approved before it can be put into operation. Notice for inspection must be received with 24 hours in advance (8 a.m. through 4:30 p.m., Monday - Friday). If weather necessitates the need to cover the system components, then the system owner or contractor must notify and follow the procedures given by the Environmental Health Officer.

**Special Conditions: Maximum trench depth**



**Environmental Health Officer  
Madison County  
Office of Zoning and Environmental Health**

Permit # 1858  
 2342 St. Charles Road  
 Installation December 1999



*ground splitter*

*30 x 48 inch  
 pull box*

*7/8\"/>*

*500 Gal  
 4\"/>*

*3\"/>*

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M



# NO DISCHARGE FORM

I hereby certify that I attempted to obtain an effluent sample from the onsite wastewater discharge point at:

NAME: Mark Sandburg  
ADDRESS: 2342 St. Charles Rd  
Madison Co. Iowa

I attempted to obtain a sample of the above onsite wastewater system, but found no evidence of an effluent discharging. I inspected the system for any signs of surface discharge, erosion, soil staining, etc. There did not appear to be any evidence of flow in the last six months. I will continue to monitor the system in accordance with Iowa Administrative Code 567-Chapter 69, Iowa Administrative Code 567-Chapter 64, General Permit #4 Rules and the County specified sampling dates.

DATE OF INSPECTION: Oct. 22, 2014

SAMPLER NAME: Clint Kephart

MAINTENANCE CONTRACTOR (Company Name, if used):

none, needs to be set up.

170819

<b>Statement</b>		DATE <i>10-27-14</i>	TERMS
TO	<i>Iowa Realty of Bob Weeks</i>		
	<i>Winterset, Ia. 50273</i>		
IN ACCOUNT WITH			
<b>KEPHART CONSTRUCTION</b>			
310 West Clinton St. SAINT CHARLES IOWA 50240 (641) 396-2239			
		<i>Time &amp; Transfer</i>	<i>250<sup>00</sup></i>
CURRENT	OVER 30 DAYS	OVER 60 DAYS	TOTAL AMOUNT