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LISA SMITH, COUNTY RECORDER
MADISON COUNTY IOWA

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

TRANSFEROR:

Name Stephen Gene Harvey Estate by Doris J. Harvey, Executor
Address 3162 St. Charles Rd., St. Charles, IA 50240
Number and Street or RR City, Town or P.O. State Zip

TRANSFeree:

Name Sam Hutton and MaryLou Hutton
Address 2516 Victory Lane, St. Charles, IA 50240
Number and Street or RR City, Town or P.O. State Zip

Address of Property Transferred:
3162 St. Charles Rd., St. Charles, IA 50240 (and surrounding real estate)
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 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]: Iowa Code 455B.172(11)(a)(3).
- 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: *Walter J. Hawkey, Exec.* Telephone No.: (641) 396-2331
(Transferor or Agent)

LEGAL DESCRIPTION

All that part of the Southeast Quarter ($\frac{1}{4}$) of the Northwest Quarter ($\frac{1}{4}$) of Section Twenty-two (22), Township Seventy-five (75) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, lying East of the right of way of the Chicago, Great Western Railroad Company and containing 17 acres more or less; **AND** Lots One (1) through Nineteen (19), inclusive, in Block Seven (7), **AND** Lots Thirty-two (32) through Thirty-six (36), inclusive, and the North Half of Lot Thirty-one (31) in Block Eight (8), ALL in the Town of Hanley (originally platted as West St. Charles), Madison County, Iowa; **AND** those parts of vacated Olive Street and alley in the Town of Hanley (originally platted as West St. Charles), Madison County, Iowa, more particularly described as follows, to-wit:

1. Commencing at a point 15 feet South of the Southwest Corner of Lot Eight (8) in Block Six (6), and running thence East to the East line of the Southeast Quarter ($\frac{1}{4}$) of the Northwest Quarter ($\frac{1}{4}$) of Section Twenty-two (22), Township Seventy-five (75) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, thence South 15 feet, thence West to a point 15 feet South of the Point of Beginning, thence North 15 feet to the Point of Beginning; said tract being a part of vacated Olive Street;
2. Commencing at a point 30 feet West of the Southwest corner of Lot Fifteen (15) in Block Seven (7), and running thence East to a point 30 feet East of the Southeast corner of Lot Fourteen (14) in Block Seven (7), thence South 15 feet, thence West to a point 15 feet South of the Point of Beginning, thence North 15 feet to the Point of Beginning; said tract being a part of vacated Olive Street;
3. The West Half ($\frac{1}{2}$) of the alley in Block Eight (8) lying East of Lots Thirty-two (32) through Thirty-six (36), inclusive, and lying East of the North Half ($\frac{1}{2}$) of Lot Thirty-one (31), all in Block Eight (8).

