



Document 2018 GW4015

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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 Floyd M. Wagley and Ruth P. Wagley
Address 1306 West South Street Apt 21, Winterset, IA 50273
Number and Street or RR City, Town or P.O. State Zip

TRANSFeree:

Name Austin K. Silliman and Melissa J. Baker
Address 224 East Buchanan, Winterset, IA 50273
Number and Street or RR City, Town or P.O. State Zip

Address of Property Transferred:
2120 214th Lane, 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:

1) The well is situated on the north side of the driveway

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

Signature: Ruth P Magley
(Transferor or Agent)

Telephone No.: 515 450 0276
~~(515) 462-4670~~

That part of the West fractional one-half ($\frac{1}{2}$) of the Northeast Quarter ($\frac{1}{4}$), Section Thirty-one (31), Township Seventy-six (76) North, Range Twenty-six (26) West of the 5th P.M., described as follows: beginning at the Northwest corner of the Southwest fractional Quarter ($\frac{1}{4}$) of the Northeast Quarter ($\frac{1}{4}$) of said Section Thirty-one (31), proceed North 52.5 feet along the Quarter ($\frac{1}{4}$) section line; thence $89^{\circ} 22'$ Right and Easterly 194.6 feet; thence $90^{\circ} 38'$ Right and South 212.9 feet; thence $89^{\circ} 22'$ Right and Westerly 194.6 feet to the West line of the Northeast Quarter ($\frac{1}{4}$) of said Section Thirty-one (31); thence $90^{\circ} 38'$ Right and North 160.4 feet to the point of beginning, containing 0.95 acres, more or less, subject to existing road right-of-way on the West side.

**TIME OF TRANSFER INSPECTION WAIVER
BINDING ACKNOWLEDGEMENT for FUTURE INSTALLATION**

This agreement is entered into this 7th day of November, 2018 by and between Madison County Board of Health and Melissa Baker and Austin Silliman.
Melissa Baker Phone# 515-468-8444
Austin Silliman Phone# 515-975-9037

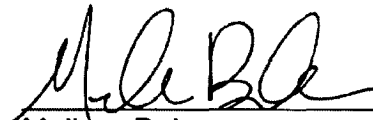
WHEREAS, it is understood the Iowa Administrative Code 567-69 requires an inspection of the private sewage disposal system on all property located in Iowa at the time of transfer.

WHEREAS, the property located at 2120 214th Lane is subject to the inspection, and the buyers Melissa Baker and Austin Silliman agree that the current private sewage disposal system serving this property will not pass inspection.

NOW THEREFORE, it is hereby agreed that the time of transfer inspection will not be required and that the necessary private sewage disposal system to serve the property shall be installed at the earliest possible date, but no later than the 1st day of June, 2019.

Dated the 7th day of November, 2018.

PROPERTY BUYER



Melissa Baker

MADISON COUNTY
BOARD OF HEALTH OR
AUTHORIZED REPRESENTATIVE



Michael Fairchild
Environmental Health Officer

This instrument was acknowledged before me on November 7, 2018 by



Notary Public