



Document 2019 GW323

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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 Scott L. Allen and Jennifer J. Allen

Address 3365 Settlers Avenue, Truro, IA 50257

Number and Street or RR

City, Town or P.O.

State

Zip

TRANSFeree:

Name Carlos Vallejo and Maria Montoya

Address 1487 200th Street, Winterset, IA 50273

Number and Street or RR

City, Town or P.O.

State

Zip

Address of Property Transferred:

1487 200th Street, Winterset, IA 50273

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]: _____.
- 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:

per attorney -
bored concrete well in working condition
100 yards NE of house

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.: 515-462-1241

Addendum

1. Parcel D of the Plat of Survey of The SE 1/4 of the SE 1/4 of Section 23, Township 76, Range 29 in Madison County filed December 6, 2018 in Book 2018, Page 3981 and more particularly described as:

Part of the Southeast Quarter (SE1/4) of the Southeast Quarter (SE1/4) of Section Twenty-three (23), Township Seventy-six (76) North, Range Twenty-nine (29) West of the 5th P.M., Madison County, Iowa, more particularly described as follows: Beginning at the Southwest corner of said Southeast Quarter (SE1/4) of the Southeast Quarter (SE1/4); thence North 00°04'59" East, 486.19 feet on the West line of said Southeast Quarter (SE1/4) of the Southeast Quarter (SE1/4); thence South 88°55'40" East, 591.87 feet; thence South 01°11'55" West, 477.84 feet to a point on the South line of said Southeast Quarter (SE1/4) of the Southeast Quarter (SE1/4); thence North 89°44'30" West, 583.48 feet to the point of beginning, containing 6.50 acres, more or less, including 0.44 acres of road right of way.

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

This agreement is entered into this 9 day of January, 2019 by and between Madison County Board of Health and Husband and Wife, Carlos Vallejo and Maria Montoya.

Carlos Vallejo Phone# 515-494-0644
Maria Montoya Phone# 515-991-7809

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 1487 200th Street, Winterset, IA 50273 is subject to the inspection, and the buyers Carlos Vallejo and Maria Montoya 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 9 day of January, 2019.

PROPERTY BUYER

CARLOS A. VALLEJO
Carlos Vallejo and Maria Montoya

MADISON COUNTY
BOARD OF HEALTH OR
AUTHORIZED REPRESENTATIVE

Michael Fairchild Date 1-14-2019
Michael Fairchild
Environmental Health Officer

This instrument was acknowledged before me on January 9 2019 by

Carlos Vallejo and Maria Montoya

Donald R. Smith

Notary Public

