02-13-08

Book 2008 Page 602

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DEBORAH L PEYTON, RECORDER/REGISTRAR
DELAWARE COUNTY IOWA

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

TRANSFEROR Name Wall Leasing, LLC

Address 26011 212th Avenue, Delhi, Iowa 52223
Number and Street or RR | City, Town or P.O. | State | Zip

TRANSFEREE Name XL Acquisition Corp.

Address 1086 S. 3rd Street, Manchester, IA 52057
Number and Street or RR | City, Town or P.O. | State | Zip

Address of Property Transferred 1086 S. 3rd Street, Manchester, IA 52057
Number and Street or RR | City, Town, or P.O. | State | Zip

Legal Description of Property See attached legal.

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.
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, 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.
3. **Hazardous Wastes (check one)**
   - ☐ There is no known hazardous waste on this property.
   - ☑ There is hazardous waste on this property and it is being managed in accordance with Department of Natural Resources rules.
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.
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) is stated below. The known identifying information of the decedent is stated below.

Information, if any, required by statements checked above shall be provided on a separate sheet 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: Scott A. Wall (Transferor or Agent) Telephone Number: (563) 927-4900 x202

DNR form (June, 2007) FILE WITH RECORDER 542-0960

Exhibit A

Legal Description

Parcel 1:
Parcel I, Part of the South Half of the Southeast Quarter (S½ of SE¼) of Section Thirty-two (32), Township Eighty-nine (89) North, Range Five (5) West AND Part of the Northeast Quarter of the Northwest Quarter (NE¼ of NW¼) Section Five (5), Township Eighty-eight (88) North, Range Five (5) West, all of the Fifth P.M., City of Manchester, Delaware County, Iowa, according to the plat recorded in Book 2002, Page 3367, as corrected by Affidavit recorded in Book 2002, Page 4222.
Parcel 2:
Parcel C, Part of the Southwest Quarter of the Southeast Quarter (SW¼ of SE¼) of Section Thirty-two (32), Township Eighty-nine (89) North, Range Five (5) West of the Fifth P.M., City of Manchester, Delaware County, Iowa, according to the plat recorded in Book 7 Plats, Page 147.
LESS AND EXCEPT:
Parcel 1, Part of Parcel C in the Southwest Quarter of the Southeast Quarter (SW¼ of SE¼) of Section Thirty-two (32), Township Eighty-nine (89) North, Range five (5) West of the 5th P.M., Manchester, Delaware County, Iowa, as shown on the Acquisition Plat recorded in the Office of the Delaware County Recorder in Book 2006, Page 1068 on March 23, 2006.
Parcel 3:
Parcel K in the South Half of the Southeast Quarter (S½ of SE¼) of Section Thirty-two (32), Township Eighty-nine (89) North, Range five (5) West of the 5th P.M., Delaware County, Iowa, as shown on the Plat of Survey Recorded in Book 2006, Page 1368 in the Office of the Delaware County Recorder.
(Abstract Property)