



Book 2022 Page 1772

Document 2022 GWH-1772 Type 53 001 Pages 4

Date 6/07/2022 Time 9:54:03AM

Rec Amt \$.00

Daneen Schindler, RECORDER/REGISTRAR  
DELAWARE COUNTY IOWA

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

**TRANSFEROR:**

Name: Michael C. Smith and Nancy A. Smith  
Address: 302 S. Park Street, Earlville, IA 52041

**TRANSFeree:**

Name: Brock A. Azbill  
Address: 3525 Carlton Drive, Cedar Falls, IA 50613

Address of Property Transferred:  
21663 258th Street, Delhi, Iowa 52223

**Legal Description of Property:**

Lot 46 of Camp-O-Delhi, a Subdivision of the Southwest Quarter of the Southeast Quarter of Section 24, Township 88 North, Range 5, West of the Fifth P.M., in Delaware County, Iowa, according to plat recorded in Book 5 Plats, Page 78.

AND

Lots 35 and 36 of Camp-O-Delhi, a Subdivision of the Southwest Quarter of the Southeast Quarter of Section 24, Township 88 North, Range 5, West of the Fifth P.M., in Delaware County, Iowa, according to plat recorded in Book 5 Plats, Page 78.

**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.

**FILE WITH RECORDER**

**DNR form 542-0960 (July 18, 2012)**

**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:

\_\_\_\_\_

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

Signature: \_\_\_\_\_

(Transferor)

Telephone No.: (563) 920-6686



IOWA DEPARTMENT of NATURAL RESOURCES  
TIME OF TRANSFER INSPECTION WAIVER  
BINDING AGREEMENT for FUTURE INSTALLATION  
542-0064

250240203610

This agreement is entered into this 2<sup>nd</sup> day of June, 20 22 by and  
between the Delaware County Board of Health and Brock A. Azbill

It is understood that Iowa Code 455B.172(11) requires an inspection of the private sewage disposal system on all properties not specifically exempted in Iowa at the time of transfer.

The property located at 21663 258<sup>th</sup> St. Delhi, Iowa is subject to the inspection,  
and the buyer Brock A. Azbill understands there is not an adequate private  
sewage disposal system serving this property.

It is hereby agreed that the time of transfer inspection will not be required and the buyer agrees that a code compliant private sewage disposal system or connection to a public sewer shall be installed to serve the property and shall be completed no later than day of, 20 When a structure is built

Dated the 2<sup>nd</sup> day of June, 20 22

Brock A. Azbill

BUYER

Alex Linderwell  
COUNTY BOARD OF HEALTH or  
AUTHORIZED REPRESENTATIVE

This instrument was acknowledged before me on

June 2, 20 22  
by Alex Linderwell



PEGGY A. HILDEBRAND  
Commission Number 707482  
MY COMMISSION EXPIRES  
DECEMBER 26, 2023

Peggy A. Hildebrand  
Notary Public

This instrument was acknowledged before me on June 3, 2022

By B N 20  
Brook N Ferch  
Notary Public

