



Book 2023 Page 896

Document 2023 GWH-896 Type 53 001 Pages 15  
Date 4/27/2023 Time 9:48:50AM  
Rec Amt \$.00

Daneen Schindler, RECORDER/REGISTRAR  
DELAWARE COUNTY IOWA

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

If the transaction is exempt from filing a declaration of value pursuant to Iowa Code 428A.1(2), **STOP HERE**. Pursuant to Iowa Code section 558.69(1), when no declaration of value is submitted during a transaction, you are not required to submit a groundwater hazard statement or include the statutory language in Iowa Code section 558.69(8A). Please consult your realtor or legal counsel for further advice, including on whether a declaration of value is required. The Department provides this information for statutory reference only.

Instructions for this document can be found at:  
<https://www.iowadnr.gov/Portals/idnr/uploads/forms/5420960%20Instructions.pdf>

Attachment 1, if required, can be found at: <https://www.iowadnr.gov/Portals/idnr/uploads/forms/5420960a.pdf>

**TRANSFEROR:**

Name: Kurt A. Osterhaus and Christy M. Osterhaus  
Address: 703 8th Ave SE, Dyersville, IA 52040

**TRANSFeree:**

Name: Michael J. Kruse and Lois A. Kruse  
Address: 2925 160th St, Dyersville, IA 52040

Address of Property Transferred:  
1601 300th Ave, Dyersville, Iowa 52040

Legal Description of Property: (Attach if necessary)  
The North nine (9) rods of the East eighteen (18) rods of the Northeast Quarter (NE¼) of the Northeast Quarter (NE¼) of Section Five (5), Township Eighty Nine (89) North, Range Three (3), West of the Fifth P.M.

**1. Wells (check one)**

- No Condition - There are no known wells situated on this property.
- Condition Present - 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)**

- No Condition - There is no known solid waste disposal site on this property.
- Condition Present - 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)**

- No Condition - There is no known hazardous waste on this property.
- Condition Present - 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)**

- No Condition - 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.)
- Condition Present - 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)**

- No Condition - There are no known private burial sites on this property.
- Condition Present - 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)**

- No Condition - All buildings on this property are served by a public or semi-public sewage disposal system.
- No Condition - This transaction does not involve the transfer of any building which has or is required by law to have a sewage disposal system.
- Condition Present - 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.
- Condition Present - 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.
- Condition Present - There is a building served by private sewage disposal system on this property. The system is failing to ensure effective wastewater treatment or is otherwise improperly functioning, and 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.
- Condition Present - 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 #7]
- Condition Present - There is a building served by private sewage disposal system on this property. This property is exempt from the private sewage disposal inspection requirements pursuant to the following Exemption [Note: for exemption #7 use prior check box]:
- Condition Present - There is a building served by private sewage disposal system on this property. The private sewage disposal system has been installed within the past two years pursuant to permit number:

\_\_\_\_\_

Review the following two directions carefully:

- A. If you selected a box stating "No Condition" for every numbered section above, **STOP HERE**. Do not submit this form. Instead, pursuant to Iowa Code section 558.69(8A), you must include the following language on the first page of the recorded deed, instrument, or other writing:

“There is no known private burial site, well, solid waste disposal site, underground storage tank, hazardous waste, or private sewage disposal system on the property as described in Iowa Code section 558.69, and therefore the transaction is exempt from the requirement to submit a groundwater hazard statement.”

Please consult your realtor or legal counsel for further advice on this exemption. By law, the owner of the property is responsible for the accuracy of this statement, and the Department provides this information for statutory reference only.

- B. If you checked any box stating “Condition Present” for any of the numbered sections above, continue below. You must complete this form, including providing all required information, and you must submit this form to the county recorder’s office with declaration of value.

Information required by statements checked above should be provided here or on separate sheets attached hereto:

Well located approx 30' SE of Bldg.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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) 543-6788



**TIME OF TRANSFER INSPECTION TOT# 3686 ROBB HARTER CERT # 9343**

Site Information

Parcel Description: **180050100100**  
Address: **1601 300th Ave, Dyersville, IA 52040** County: **Delaware**

Owner Information

Property is owned by a business: **No**  
Business Name:  
Owner Name: **Kurt A & Christy M Osterhaus**  
Email Address:  
Address: **703 8th Ave SE, Dyersville, IA 52040**  
Phone No:

Site related information

No Of Bedrooms: **3** Inspection Date: **12/13/2022**  
Facility Type: **Residential** Currently Occupied: **Yes**  
Last Occupied: System Installation Date: **09/02/2016**  
Permit issued by County: **Yes** Permit Number: **2542**  
All plumbing fixtures enter septic system: **Yes** County contacted for records: **Yes**  
Property Information Comments:

Primary Treatment

**Tank**

Tank Name: <b>Tank</b>	Type: <b>Septic Tank</b>	Tank Size (Gal): <b>1500</b>
Tank Material: <b>Concrete</b>	Tank Corrosion Type: <b>None</b>	Liquid Level Type: <b>Normal</b>
No. of Compartments: <b>2</b>	Pump Tank Chamber: <b>Yes</b>	Licensed Pumper Name: <b>Harter</b>
Date Pumped: <b>12/13/2022</b>	Meets Setback to Well: <b>Yes</b>	Well Type: <b>Private</b>
Distance To Well (Ft.): <b>100+</b>	Is Accessible: <b>Yes</b>	Lid Intact: <b>Yes</b>
Risers Intact: <b>Yes</b>	Effluent Filter Present: <b>Yes</b>	Watertight: <b>Yes</b>

Tank/Vault Pumped: **Yes**      Inlet Baffle Present: **Yes**      Outlet Baffle Present: **Yes**      Functioning as Designed: **Yes**

Tank Comments:

General Primary Treatment Comments:

Distribution Type

**Distribution Box**

Label: **Distribution Box**

Material Type: **Plastic**

Accessible: **Yes**

Box Opened: **Yes**

Baffle Present: **Yes**

Speed Levelers Present: **Yes**

Watertight: **Yes**

Functioning As Designed: **Yes**

General Distribution System Comments :

Secondary Treatment

**Lateral Field**

Distribution Type: **Distribution Box**

Material Type: **Rock and PVC Pipe**

Trench Width: **24**

Lines: **3**

Total Length of Absorption Line: **300**

System Hydraulic Loaded: **Yes**

Gallons Loaded: **300**

Meets Setback to Well: **Yes**

Well Type: **Private**

Distance To Well (Ft): **100+**

Lateral Lines Probed: **Yes**

Saturation or Ponding Present: **No**

Grass Cover Present: **Yes**

Lateral Lines Equal Length: **Yes**

System Located on Owner Property: **Yes**

Easement Present: **N/A**

Functioning as Designed: **Yes**

Comments:

General Secondary Treatment Comments:

Narrative Report

TOT Inspection Report Overall Narrative Comments: **System in good working condition. Pump tank every 3 years.**



**TIME OF TRANSFER INSPECTION TOT# 3686 ROBB HARTER CERT # 9343**

Owner Name: **Kurt A & Christy M Osterhaus**

Address: **1601 300th Ave , Dyersville , IA 52040**

County: **Delaware**

Inspection Date: **12/13/2022**

Submitted Date: **1/6/2023**

This page certifies a Time of Transfer inspection was conducted and submitted for the property listed above in accordance with Subrule 567 IAC 69.2(8).

DELAWARE COUNTY  
BOARD OF SUPERVISORS

(Print or Type)

Permit No. 2542

APPLICATION FOR PERMIT TO INSTALL PRIVATE SEWAGE DISPOSAL SYSTEM

ADDRESS: 1601 300th Ave Dyersville Section 5 Township Bremen

LOCATION: 180050100100 - 5-89-3

Owner: Mark Knipper Tenant: \_\_\_\_\_ Plumber: Bonert

Lot Size: 1.02 Type Commercial: \_\_\_\_\_ Residential: (No. Bedrooms) 3

Fixtures: Stools 1 Lavatories \_\_\_\_\_ Bath Tubs \_\_\_\_\_ Showers 1 Sinks 2 Automatic Laundry \_\_\_\_\_ Sump Pump \_\_\_\_\_

Septic Tank made by Sewall Garbage Grinder \_\_\_\_\_ Construction Material \_\_\_\_\_ Gallons Cap. 500

Percolation Test: 1. \_\_\_\_\_ 2. \_\_\_\_\_ 3. \_\_\_\_\_ 4. \_\_\_\_\_ Made by: \_\_\_\_\_

Absorption Field: Total length of laterals 3 lines <sup>210</sup> No. of lateral lines 3-701

This system is new  Existing \_\_\_\_\_ 210 F + I - F - 1/2 in

I certify that the above information is correct and that all proposed work will be completed in accordance with the Delaware County Regulations.

Date Approved 9-2-16

By Dennis Lipp  
INSPECTOR

John A. Bonert  
APPLICANT'S SIGNATURE  
SEAL

DELAWARE COUNTY SANITATION

EnvTrack # \_\_\_\_\_  
Permit # \_\_\_\_\_

Application # \_\_\_\_\_

Completion Report for Private Sewage Disposal System

Owner: Mark Knipper  
Site Address: 1601 300th Ave Oysterville Township: Bremen  
Parcel #: 1800 50100100 Lot #: \_\_\_\_\_ Legal S-T-R: 5-89-3  
Mailing Address: \_\_\_\_\_

Contractor: Benert Bedroom #: 3

Water Supply: Private - 42.213204 - 91.213264

Primary Treatment: Latitude: 42.558751 Longitude: -91.213550

Septic Tank Volume (g): 5000 Manuf: Swales Material: crude # Pieces: 1 # Cmp: 2

Riser Ht Lid 1 (in): \_\_\_\_\_ Riser Ht Lid 2 (in): \_\_\_\_\_ Filter Brand: poly Diameter (in): \_\_\_\_\_ Distance to well (ft): \_\_\_\_\_

Note: Effluent filter requires frequent cleaning.

Dose Tank Volume(g): NA Pump or Siphon Dose: \_\_\_\_\_ Gallons/dose: \_\_\_\_\_ Riser Ht (in): \_\_\_\_\_ Alarm: \_\_\_\_\_

D-Box: Latitude: \_\_\_\_\_ Longitude: \_\_\_\_\_ Depth: \_\_\_\_\_

Subsurface Absorption Type: \_\_\_\_\_ Chamber Manuf: \_\_\_\_\_ Lineal Ft: \_\_\_\_\_ # Trenches: \_\_\_\_\_

Inches rock under pipe: \_\_\_\_\_ Trench Depth (in): \_\_\_\_\_ Trench width (in): \_\_\_\_\_ Distance to well (ft): \_\_\_\_\_

Surface Absorption Type: \_\_\_\_\_ Overall length (ft): \_\_\_\_\_ Overall width (ft): \_\_\_\_\_

Rock bed length (ft): \_\_\_\_\_ Rock bed width (ft): \_\_\_\_\_ Length of laterals (ft): \_\_\_\_\_ # Laterals: \_\_\_\_\_

Header pipe diameter (in): \_\_\_\_\_ Rock type: \_\_\_\_\_ Distance to well (ft): \_\_\_\_\_ Depth to bottom of trench (in): \_\_\_\_\_

Packed Bed Media Filter: Sand filter length(ft): \_\_\_\_\_ Sand filter width (ft): \_\_\_\_\_ Sand filter sq ft: \_\_\_\_\_

Liner: Distance to well (ft): \_\_\_\_\_ # Distributor lines: \_\_\_\_\_ # Collector lines: \_\_\_\_\_

Distributor line type: \_\_\_\_\_ Separating layer: \_\_\_\_\_ Discharge GPS (lat x long): \_\_\_\_\_

\*Peat Filter: Serial #: \_\_\_\_\_ Closed or Open bottom: \_\_\_\_\_ Lineal Ft absorption: \_\_\_\_\_ # Laterals: \_\_\_\_\_

crushed rock, river rock or chamber \_\_\_\_\_ Trench width (ft): \_\_\_\_\_ Rock under pipe (in): \_\_\_\_\_

Distance to well (ft): \_\_\_\_\_ Inches soil cover over trench: \_\_\_\_\_ Discharge GPS (lat x long): \_\_\_\_\_

\*Recirculating Textile Filter: Brand Name: \_\_\_\_\_ Distance to well (ft): \_\_\_\_\_

Discharge GPS (lat x long): \_\_\_\_\_ Absorption field installed after (no discharge) \_\_\_\_\_

\*Note: A maintenance agreement with a manufacturer-approved contractor must be maintained for the life of the septic system.

Comments: Effluent filter requires frequent cleaning.

Was any portion of the field covered before the inspection: no System installation approved: yes

Date of Final Inspection: 9-6 Environmental Health Specialist: Dennis Lopez

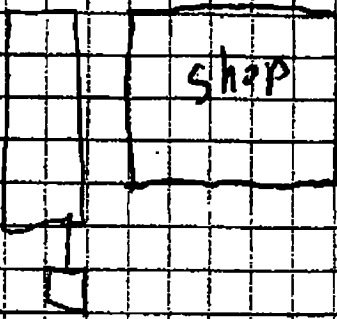
Scanned

*This APPROVAL in no way makes the County responsible for the continued operation of this sanitation system*



road

N.



well

road



S

PRIVATE ON-SITE SEWAGE DISPOSAL  
REPORT ON SOIL BORINGS & PERCOLATION TESTS

2542

A. GENERAL INFORMATION

- (1) Applicant: John Bonert / Mark Knipper Phone: (563) 599-1825 John  
(2) Address: 1601 300<sup>th</sup> Ave. Dyersville, IA 52040  
(2a) Name of Consulting Engineer: BUESING & ASSOCIATES, INC.  
(3) Location of Property: North 9 Rods of the East 18 Rods of the NE1/4 NE1/4 of Section 05, T89N, R3E  
(4) Name of current property owner: MARK KNIPPER  
(5) Type of Occupancy:  single family residential  business or commercial  
 multi-family residential  industrial  
 mobile home  recreational  
 other  
(6) Structure is:  existing  proposed Occupancy will be:  permanent  temporary

B. SITE INFORMATION

- (7) Lot Net Area: 1.02 Acres  
(8) Water Supply:  private well  common well  municipal water  
(9) Water Supply is:  existing  proposed  
(10) Site is: > 100 Ft. from  existing well,  proposed, or  adjoining well's  
(11) Site is:  Upslope  Downslope from  existing well,  proposed, or  adjoining well's  
(11a) Existing Slope: 11-15% Slope Trends: WEST  
(12) Dominant soil type: 162 Name: DOWNS  
(13) Dominant textural description of soil: SILT LOAM

C. DESIGN INFORMATION:

- (14) Fixtures: stools/urinals 1 bathtub 0 tub/shower 1 shower 0  
laundry facility YES garbage grinder NO water softener YES sinks 2  
floor drains YES dishwasher NO other:  
(15) No. of bedrooms: 3 No. of Occupants: 1 Total No. of rooms: 6  
(16) Fixtures in basement? NO Type of basement:  walkout  buried  no basement  
(17) No. of housing units connected: 1 Facility will be used:  continually  intermittently

**DESIGN INFORMATION:**

- (18) Design flow rate (Q): 450 gpd.
- (19) Waste water application rate: 0.8 gal/sq ft/day
- (20) Proposed septic tank size: 1500 gallons.
- (21) Proposed type of system and size (Be specific) PROPOSED 1500 GALLON SEPTIC TANK, DISTRIBUTION BOX AND ABSORPTION FIELD - 5 LINES @ 9' O.C. (3' TRENCH WIDTH) @ 38' LONG (2' DEEP) WITH 12" OF GRAVEL BEDDING. CONTRACTOR SEE NOTES ON DRAWING.

**PLAN VIEW & SYSTEM LAYOUT** - Locate positions of percolation tests and soil borings. Locate all structures, driveways, parking areas, fence line, proposed or existing well and proposed or existing easements. Please locate septic tank, distribution box, lateral field, influent lines, manholes, etc. on plan view.

SEE ATTACHED DRAWING

**NOTE:** Please draw to an appropriate scale

I hereby certify that this engineering document was prepared by me or under my direct personal supervision and that I am a duly licensed Professional Engineer under the laws of the State of Iowa.

SEAL

(signature) *Kenneth L. Buesing*  
Kenneth L. Buesing

My license renewal date is December 31, 2016.

Pages or sheets covered by this seal:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**SOIL BORING TEST**

DATE TESTED: 8-23-16

TESTED BY: JCH

Test No.	Total Depth	Depth to Ground Water		Depth to Bedrock		Character of Each Soil Layer with Thickness in Inches
		Observed	Estimated	Observed	Estimated	
SB-1	60"	47"			>60"	0-20" TOPSOIL 20-25" DARK BROWN SILT LOAM 25-32" BROWN, ORANGE & GRAY SILTY CLAY LOAM 32-36" BROWN, ORANGE & GRAY SILTY CLAY LOAM & RUSTY CLAY 36-50" GRAY CLAY WITH ORANGE & RUSTY CLAY 50-60" GRAY CLAY WITH ORANGE & RUSTY CLAY (VERY WET) HAD 47" TO TOP OF WATER
SB-2	60"		>60"		>60"	0-15" TOPSOIL 15-34" BROWN SILT LOAM 34-56" BROWN, ORANGE & GRAY SILTY CLAY LOAM 56-60" BROWN, ORANGE & GRAY SILTY CLAY LOAM WITH RUSTY CLAY (WET)

**PERCOLATION TEST LOG**

DATE TESTED: 8-24-16

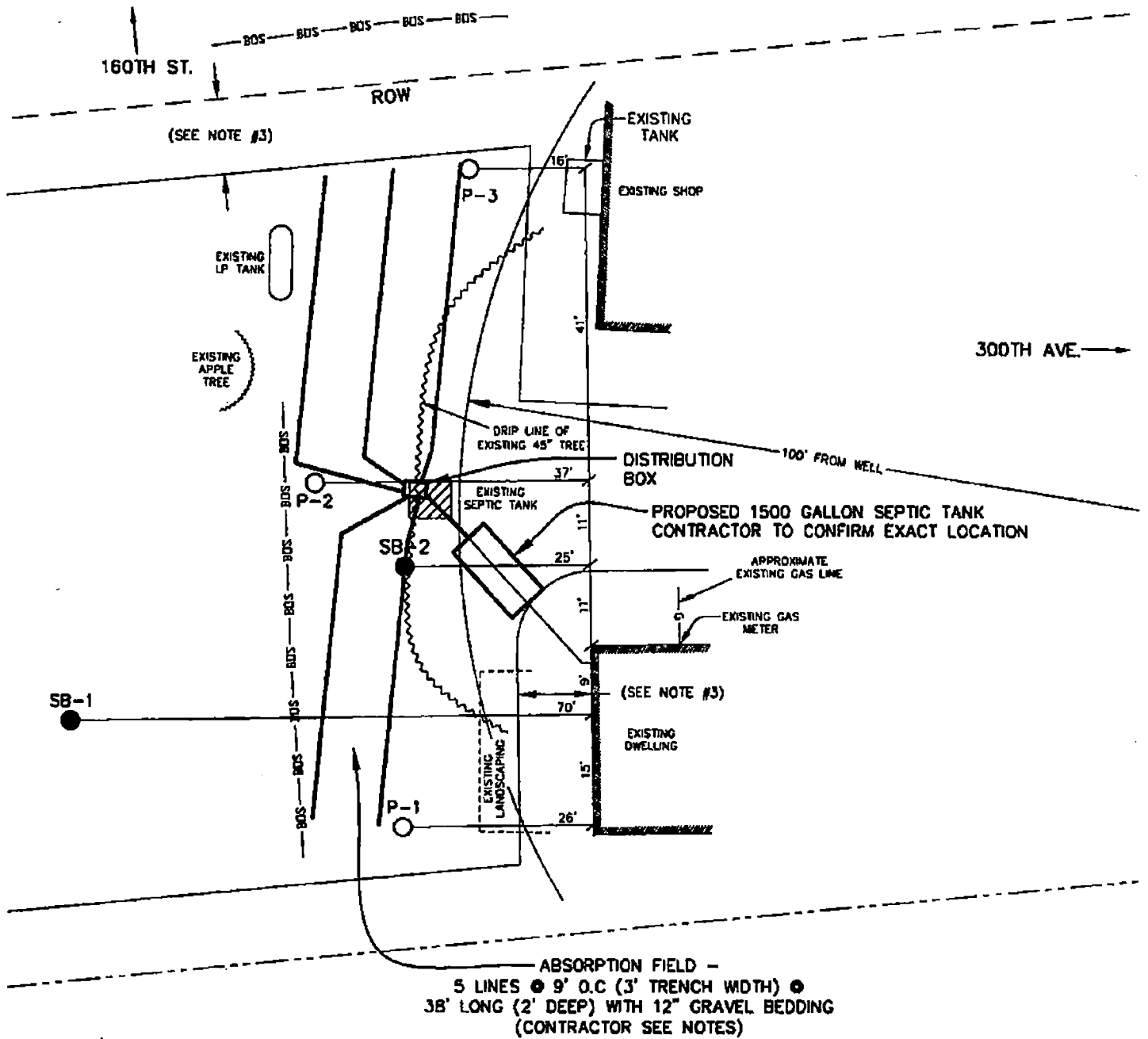
TESTED BY: JCH

Test No.	Total Depth	Soaking Period	Swell Period	Water in hole after wetting	Test Interval	Test Duration	Drop in Water level (Inches)			Rate
							2nd to last period	next to last period	last period	
	(Inches)	(hrs)	(hrs)	(Inches)	(min)	(hrs)				(min/in)
P-1	24"	24	24	0"	30	2.0	7.00	6.625	6.00	4.59
P-2	24"	24	24	0"	30	2.0	6.75	5.75	5.875	4.90
P-3	24"	24	24	0"	30	2.0	7.50	7.375	7.25	4.07

AVERAGE RATE 4.52 min/in

DESIGN RATE: 6-10 min/in

**SITE PLAN OF SEPTIC SYSTEM FOR JOHN BONERT / MARK KNIPPER ON THE NORTH 9 RODS OF THE EAST 18 RODS OF THE NE1/4 NE1/4 OF SECTION 05, T89N, R3E OF THE 5TH P.M., DELAWARE COUNTY, IOWA.**



**NOTES**

1. CONTRACTOR SHALL ASCERTAIN ELEVATION OF EXISTING HOME PRIOR TO INSTALLATION OF SEPTIC TANK, DISTRIBUTION BOX AND ABSORPTION FIELD TO ASSURE GRAVITY FLOW.
2. EXISTING WELL SHALL BE GREATER THAN 50' FROM PROPOSED SEPTIC TANK AND 100' FROM PROPOSED SEPTIC FIELD.
3. CONTRACTOR TO MAINTAIN A MINIMUM OF 10.0' BETWEEN THE SEPTIC SYSTEM AND PROPERTY LINES AND THE SEPTIC SYSTEM AND HOME.
4. IF EXCAVATING CONTRACTOR IDENTIFIES SOIL CONDITIONS DIFFERENT THAN NOTED ON APPLICATION DURING EXCAVATING FOR ABSORPTION FIELD, NOTIFY EITHER HEALTH OFFICER OR ENGINEER.
5. CONTRACTOR TO INSTALL CLEANOUTS PER DELAWARE COUNTY STANDARDS WHERE NEEDED.
6. DISTRIBUTION BOX(ES) SHALL BE CONSTRUCTED OF CORROSION-RESISTANT RIGID PLASTIC MATERIAL.



SCALE 1" = 20'

**LEGEND**

- SOIL BORING
- PERCOLATION HOLE
- EXISTING BUILDING
- APPROXIMATE PROPERTY LINE
- ROW
- BOS
- APPROXIMATE RIGHT OF WAY LINE
- BOS
- BOTTOM OF SLOPE

DWG #16213-01

**BUESING**  
ASSOCIATES INC.  
ENGINEERS AND SURVEYORS  
1212 LOCUST ST. DUBUQUE, IA  
(563) 556-4369

PROJECT	NO. 16213
JOHN BONERT / MARK KNIPPER 1601 300TH AVE DYERVILLE, IA 52040 (563) 560-1825 JOHN	

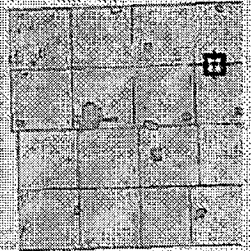
SHEET TITLE	PERC TEST ON NORTH 9 RODS OF THE EAST 18 RODS OF THE NE1/4 NE1/4 OF SECTION 05, T89N, R3E
-------------	---

DATE	AUG. 30, 2018
SCALE	1" = 20'

REVISIONS	
DRAWN BY:	JCH
CHECKED BY:	XLB



**Overview**



**Legend**

- Corporate Limits
- Political Township
- Parcels**
- Parcels
- Parcel Point (not visible)
- Roads

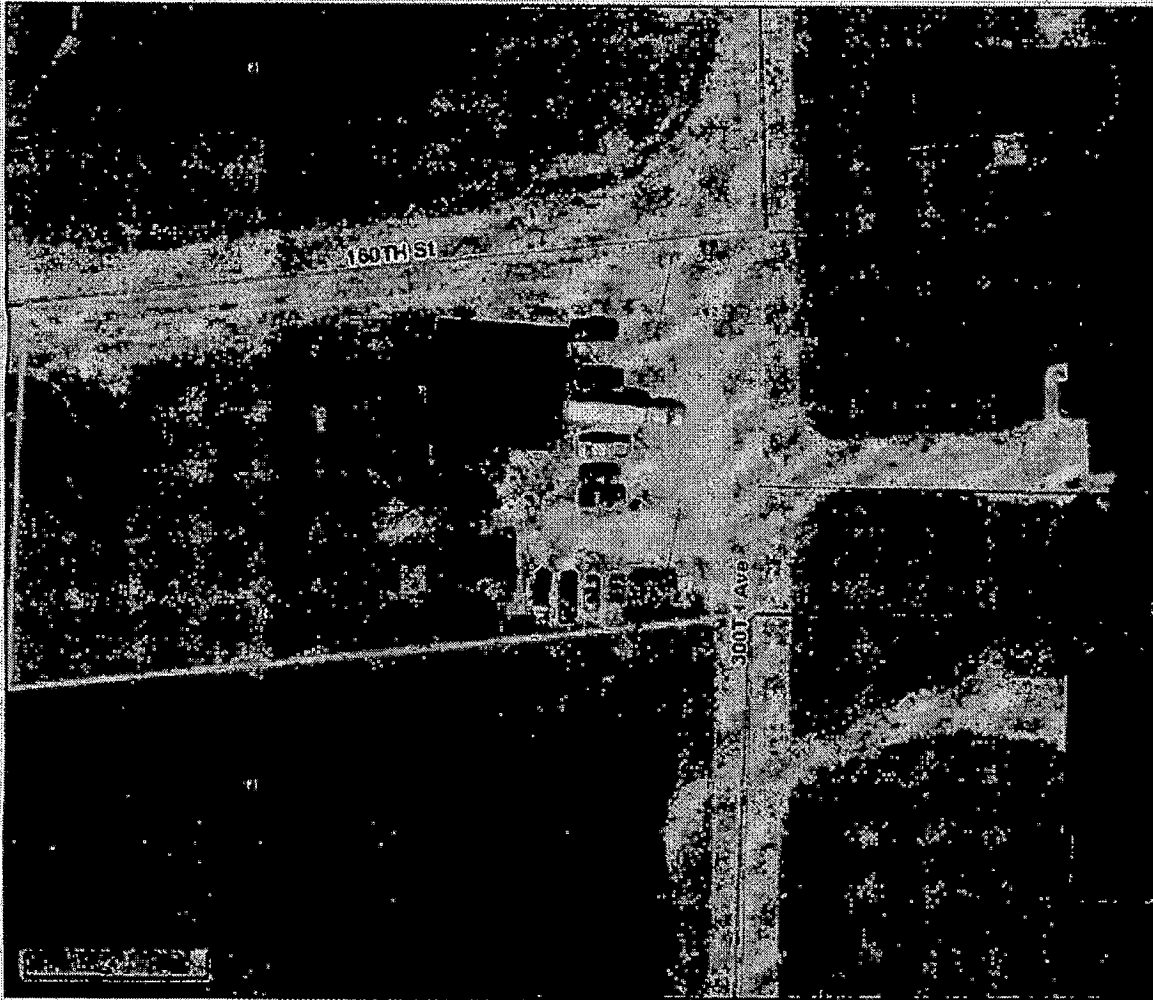
Parcel ID	180050100100	Alternate ID	n/a	Owner Address	Knipper, Mark A & Carmen M
Sec/Twp/Rng	5-89-3	Class	R		3332 Windmill Rd
Property Address	1601 300TH AVE	Acreage	n/a		Hopkinton, IA 52237
	DYERSVILLE				

District: BREMEN  
 Brief Tax Description: N 9 X 18 RDS NENE  
 (Note: Not to be used on legal documents)

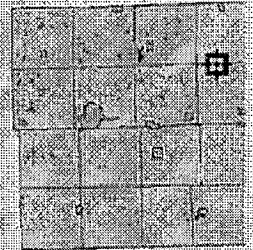
*2015 Orthophotography Disclaimer: The information in this web site represents current data from a working file which is updated continuously. Information is believed reliable, but its accuracy cannot be guaranteed. No warranty, express or implied, is provided for the data herein, or its use. Special assessments not shown.*

Date created: 9/6/2016  
 Last Data Uploaded: 9/6/2016 1:01:57 AM





**Overview**



**Legend**

- Corporate Limits
- Political Township
- Parcels
  - Parcels
  - Parcel Point (not visible)
- Roads

Parcel ID	180050100100	Alternate ID	n/a	Owner Address	Knipper, Mark A & Carmen M
Sec/Twp/Rng	5-89-3	Class	R		3332 Windmill Rd
Property Address	1601 300TH AVE	Acreege	n/a		Hopkinton, IA 52237
	DYERSVILLE				
District	BREMEN				
Brief Tax Description	N 9 X 18 RDS NENE				
	(Note: Not to be used on legal documents)				

*2015 Orthophotography Disclaimer: The information in this web site represents current data from a working file which is updated continuously. Information is believed reliable, but its accuracy cannot be guaranteed. No warranty, express or implied, is provided for the data herein, or its use. Special assessments not shown.*

Date created: 8/29/2016  
 Last Data Uploaded: 8/29/2016 1:01:58 AM

 Developed by  
 The Schneider Corporation