

Recorded: 7/21/2023 at 11:20:28.0 AM  
County Recording Fee: \$0.00  
Iowa E-Filing Fee: \$0.00  
Combined Fee: \$0.00  
Revenue Tax:  
Delaware County, Iowa  
Daneen Schindler RECORDER  
BK: 2023 PG: 1698

**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: Lester P. Hershberger and Martha H. Hershberger  
Address: 38217 Hilton Rd., Edgewood, IA 52042

**TRANSFeree:**

Name: Amos Christner and Fannie Christner  
Address: 2547 220th Ave., Delhi, IA 52223

Address of Property Transferred:

2936 260th Ave., Hopkinton, Iowa 52237

Legal Description of Property: (Attach if necessary)

Parcel 2020-31 In Part Of The Southeast Quarter Of The Northeast Quarter Of Section 10, Township 87 North, Range 4 West of the 5th P.M., Delaware County, Iowa, and Parcel 2020-32 In Part Of The Southeast Quarter Of The Northeast Quarter Of Section 10, Township 87 North, Range 4 West of the 5th P.M., Delaware County, Iowa, according to plat recorded in Book 2020, Page 1317; also Parcel 2020-123 In Part Of The Northeast Quarter Of The Northeast Quarter Of Section 10, Township 87 North, Range 4 West Of The 5th P.M., Delaware County, Iowa, Lying East Of 260th Avenue, according to plat recorded in Book 2020, Page 4849.

**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."

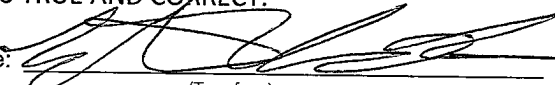
Please consult your realtor or legal counsel for further advice on this exemption. By law, the owner of the property is responsible for the accuracy of this statement, and the Department provides this information for statutory reference only.

- 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:

Active well: SW corner of the property  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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

Signature:  Telephone No.: (563) 608-2790  
(Transferor)



# TIME OF TRANSFER INSPECTION TOT# 6205 BILL DOWNS CERT # 8880

### Site Information

Parcel Description: **Lester Hershberger**  
Address: **2936 260th Ave, Hopkinton, IA 52237** County: **Delaware**

### Owner Information

Property is owned by a business: **No**  
Business Name:  
Owner Name: **Lester Hershberger**  
Email Address:  
Address: **38217 Hilton Rd., Edgewood, IA 52042**  
Phone No: **563-929-6339**

### Additional Contact Information

### Site related information

No Of Bedrooms: **2** Inspection Date: **07/19/2023**  
Facility Type: **Residential** Currently Occupied: **Yes**  
Last Occupied: System Installation Date: **06/17/2020**  
Permit issued by County: **Yes** Permit Number: **2921**  
All plumbing fixtures enter septic system: **Yes** County contacted for records: **Yes**  
Property Information Comments:

### Primary Treatment

#### Tank 1

Tank Name: <b>Tank 1</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>No</b>	Licensed Pumper Name: <b>Bill Downs</b>
Date Pumped: <b>7/19/2023</b>	Meets Setback to Well: <b>Yes</b>	Well Type: <b>Private</b>

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

Is Accessible: **Yes**

Lid Intact: **Yes**

Risers Intact: **Yes**

Effluent Filter Present: **Yes**

Watertight: **Yes**

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 1**

Label: **Distribution Box 1**

Material Type: **Plastic and Concrete**

Accessible: **Yes**

Box Opened: **Yes**

Baffle Present: **No**

Speed Levelers Present: **No**

Watertight: **Yes**

Functioning As Designed: **Yes**

General Distribution System Comments :

Secondary Treatment

**Lateral Field1**

Distribution Type: **Distribution Box**

Material Type: **Rock and PVC Pipe**

Trench Width: .

Lines: **4**

Total Length of Absorption Line: **400**

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: **Newer system in good working condition**



**TIME OF TRANSFER INSPECTION TOT# 6205 BILL DOWNS CERT # 8880**

Owner Name: **Lester Hershberger**

Address: **2936 260th Ave , Hopkinton , IA 52237**

County: **Delaware**

Inspection Date: **07/19/2023**

Submitted Date: **7/21/2023**

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).

2936 260<sup>th</sup> AVE  
Hopkinton, MA

370-10-00-027-20

clear out  
House

Driveway

90'

81'

90'

clear out

40'

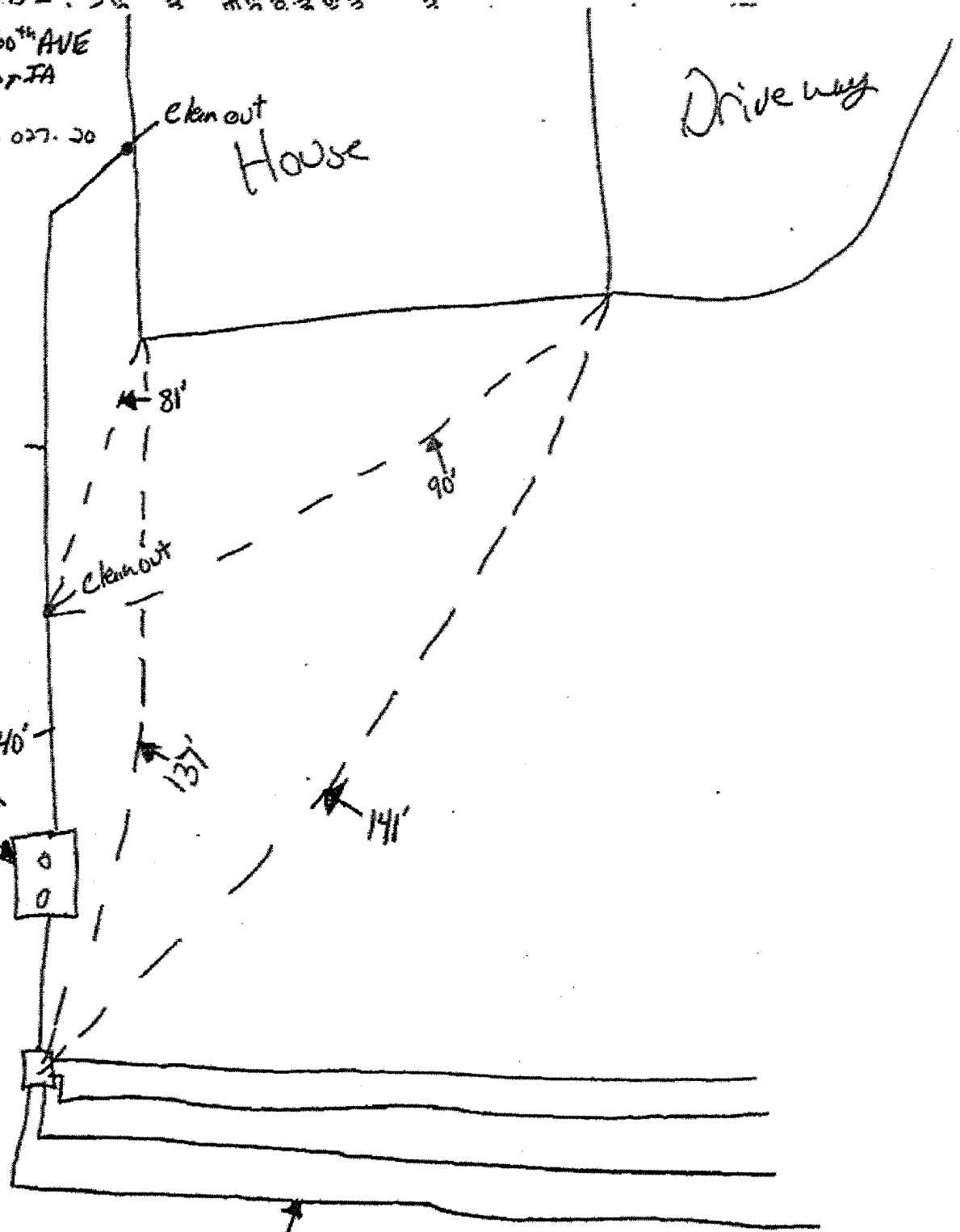
137'

141'

100'±



100'±



SCANNED

DELAWARE COUNTY SANITATION

EnvTrack #                       
Permit # 2921

Application #                     

Completion Report for Private Sewage Disposal System

Owner: Latern Yoder  
Site Address: 2936 260th Ave Township: Union  
Parcel #: 370100002710 Lot #                      Legal S-T-R 10-87-9  
Mailing Address:                       
Contractor: Brimeyer Bedroom #:                     

Water Supply: Private

Primary Treatment: Latitude: 42.36163 Longitude: -91.28777

Septic Tank Volume (g): 1500 Manuf: Swales Material: crete # Pieces: 1 # Cmp: 2  
Riser Ht Lid 1 (in): 12 Riser Ht Lid 2 (in): 12 Filter Brand:                      Diameter (in): 4 Distance to well (ft): >100

Note: Effluent filter requires frequent cleaning.

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

D-Box: Latitude: 42.36165 Longitude: -91.28775 Depth: 16"

Subsurface Absorption Type: Rock/Pipe Chamber Manuf:                      Lineal Ft: 408 # Trenches: 4  
Inches rock under pipe:                      Trench Depth (in):                      Trench width (in):                      Distance to well (ft): 7100

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:                      System installation approved: 6/17/2020

Date of Final Inspection: 6/18/2020 Environmental Health Specialist: Art Lindwell

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



DELAWARE COUNTY

BOARD OF SUPERVISORS

PERMIT NO. 2921

APPLICATION FOR PERMIT TO INSTALL PRIVATE SEWAGE DISPOSAL SYSTEM

ADDRESS 2936 260<sup>th</sup> Ave SECTION 10 TOWNSHIP Union

Owner Loren Yoder Plumber Brimmer

LOCATION SEC 10 T 87 N R 4 W Parcel# 370100002710

Lot size 11 acres Type Commercial skase Residential (No. Bedrooms) \_\_\_\_\_

Fixtures: Stools \_\_\_\_\_ Bath tubs \_\_\_\_\_ Showers \_\_\_\_\_ Sinks \_\_\_\_\_ Lift Pump \_\_\_\_\_

Septic tank made by Sawster Construction Material crete Gallon Cap. 1500

Absorption Field: Total length of Laterals 400 No. of lateral lines 4 Size of leach bed \_\_\_\_\_

Trench Material Rock / Pipes Secondary Treatment Type \_\_\_\_\_ Serial No. \_\_\_\_\_

This system is new construction  Existing \_\_\_\_\_

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

### Delaware County Septic System Disclaimer

The issuance of a permit and the completion of the inspection required by Delaware County Ordinance No. 40 do not serve as any type of warranty, guarantee, or certification regarding the proper functioning of a private septic system for any period of time in the future. Delaware County and its employees or agents are unable to supervise or monitor the numerous factors (usage, soil characteristics, previous failures, etc.) that may affect the proper operation or the use and maintenance of the system.

The issuance of a permit and/or the completion of the inspection do not constitute any type of warranty, guarantee, or certification regarding the impact the system is or is not having on the groundwater. Delaware County and its employees or agents are not able to determine the impact a septic system is having on the groundwater.

Delaware County hereby DISCLAIMS ALL WARRANTIES, either expressed or implied, associated with this permit and the inspection required under Ordinance No. 40.

By signing below, I acknowledge that I have received and read the above disclaimer.

Name [Signature] Date 6-18-2020  
Applicant

I have studied the information contained herein and certify that the application complies with Delaware County Ordinance No. 40 and Iowa Administrative Code 567--69, Private Sewage Disposal Systems.

Name Alex Kindwell Date 6/17/2020  
Delaware County Representative