

Recorded: 9/15/2023 at 9:36:11.0 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: 2288

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: Klostermann Bros., Inc. f/k/a Floyd's Feed Store, Inc.

Address: 2998 197th Street, Earlville, IA 52041

TRANSFeree:

Name: Mid-Iowa Milling, LLC

Address: 209 North Lincoln Street, Conrad, IA 50621

Address of Property Transferred:

2998 197th Street & 1968 300th Avenue, Earlville, IA 52041

Legal Description of Property: See attached.

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:

#1. THERE IS ONE (1) SUMMERIBLE PUMP WELL LOCATED
IN THE ~~NORTHWEST~~ CORNER OF PARCEL #18020000
1210

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

Signature: B-K/H Telephone No.: 563-590-1602
Bruce D. Klostermann, President (Transferor)

LEGAL DESCRIPTIONS

That part of the Northeast Quarter (NE ¼) of the Southeast Quarter (SE ¼) of Section Twenty (20), Township Eighty Nine (89) North, Range Three (3), West of the Fifth P.M. described as commencing at a point one hundred twenty six (126) feet West of the Southeast corner of said Northeast Quarter (NE ¼) of the Southeast Quarter (SE ¼) and running thence West one hundred one (101) feet, thence North one hundred twenty five (125) feet, thence East one hundred one (101) feet, thence South one hundred twenty five (125) feet to the place of beginning; also that part of the Southeast Quarter (SE ¼) of the Southeast Quarter (SE ¼) of Section Twenty (20), Township Eighty Nine (89) North, Range Three (3), West of the Fifth P.M. lying Northeasterly of a line parallel with and distant fifty (50) feet Southwesterly, measured at right angles, from the center line of the main track (now removed) of the Dubuque and North Western Railway Company (later the Chicago Great Western Railway Company, now the Chicago and North Western Transportation Company), as said main track center line was originally located and established over and across said Section Twenty (20), and lying Southwesterly of a line parallel with and distant fifty (50) feet Northeasterly, measured at right angles, from the center line of the main track (now removed) of the Chicago and North Western Transportation Company (formerly the Chicago Great Western Railway Company), as said main track was located prior to its removal; also Parcel 2015-43 in the SE ¼ of Section 20, T.89N. R.3W. of the 5th P.M., Delaware County, Iowa, according to plat recorded in Book 2015, Page 1376;

Parcel 2023-72, Part of Lot 1 in the NW ¼ - SW ¼; Sec. 21, T89N, R3W of the Fifth P.M., Delaware County, Iowa, according to plat recorded in Book 2023, Page 2046;

Parcel B Part of the Southwest Quarter (SW ¼), Section Twenty-one (21), Township Eighty-Nine North (T89N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa, according to plat recorded in Book 2006, Page 2591;

Parcel 2017-70 Part Of The NW ¼ - SW ¼ Sec. 21, T89N, R3W Of The Fifth P.M., Delaware County, Iowa, according to plat recorded in Book 2017, Page 2471;

Parcel A A Division of Lot 1 of the Southwest Quarter (SW ¼), Section Twenty-One (21), Township Eighty-Nine North (T89N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa, according to plat recorded in Book 2004, Page 4283;

Parcel 2013-53 Part of the Southwest Quarter (SW ¼), Section Twenty-One (21), Township Eighty-Nine North (T89N), Range Three West (R3W) of the Fifth Principal Meridian, Delaware County, Iowa, according to plat recorded in Book 2013, Page 1796.



TIME OF TRANSFER INSPECTION TOT# 7122 ROBB HARTER CERT # 9343

Site Information

Parcel Description: **180200001200**
Address: **2998 197th Street, Earlville, IA 52041** County: **Delaware**

Owner Information

Property is owned by a business: **Yes**
Business Name: **Klostermann Bros Inc**
Owner Name:
Email Address:
Address: **2998 197th Street, Earlville, IA 52041**
Phone No:

Site related information

No Of Bedrooms: **0** Inspection Date: **09/13/2023**
Facility Type: **Commercial** Currently Occupied: **Yes**
Last Occupied: System Installation Date:
Permit issued by County: **No** Permit Number:
All plumbing fixtures enter septic system: **Yes** County contacted for records: **Yes**
Property Information Comments:

Primary Treatment

Holding Tank

Tank Name: Holding Tank	Type: Holding Tank	Tank Size (Gal): 1250
Tank Material: Concrete	Tank Corrosion Type: Slight	Liquid Level Type: Normal
No. of Compartments: 2	Pump Tank Chamber: Yes	Licensed Pumper Name: Harter
Date Pumped: 9/13/2023	Meets Setback to Well: Yes	Well Type: Private
Distance To Well (Ft.): 160	Is Accessible: Yes	Lid Intact: Yes
Risers Intact: Yes	Effluent Filter Present:	Watertight: Yes

Tank/Vault Pumped: **Yes** Inlet Baffle Present: **Yes** Outlet Baffle Present: **No** Functioning as Designed: **Yes**

Tank Comments:

General Primary Treatment Comments:

No alarm.

Distribution Type

Distribution System : **No**

General Distribution System Comments :

Secondary Treatment

Secondary Treatment: **No**

General Secondary Treatment Comments:

Narrative Report

TOT Inspection Report Overall Narrative Comments: **Holding Tank Only. No alarm. Pump as needed.**



TIME OF TRANSFER INSPECTION TOT# 7122 ROBB HARTER CERT # 9343

Owner Name: **Klostermann Bros Inc**

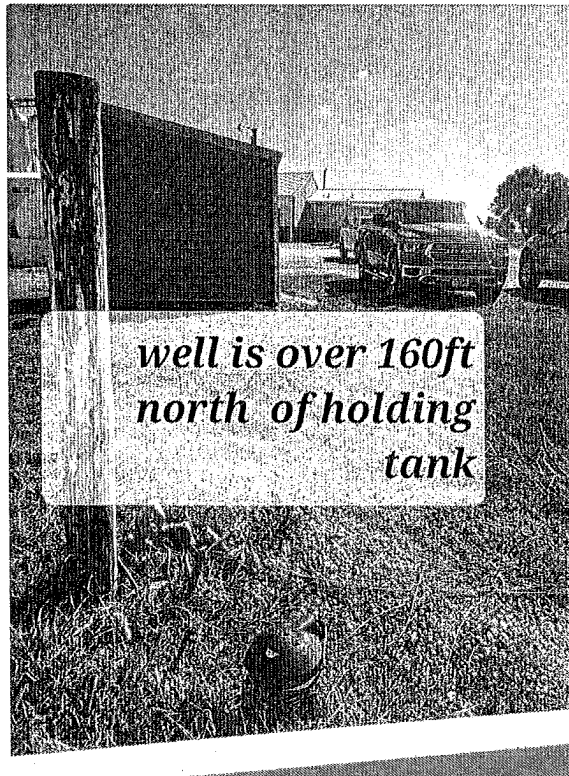
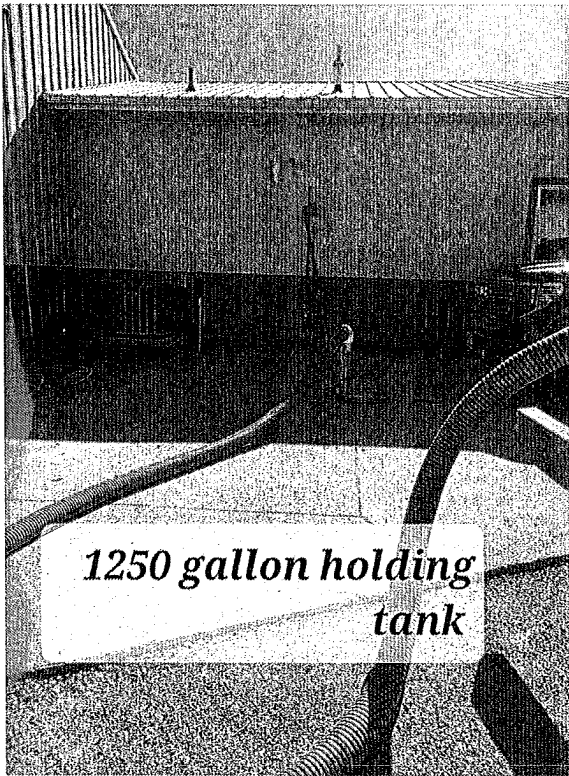
Address: **2998 197th Street , Earlville , IA 52041**

County: **Delaware**

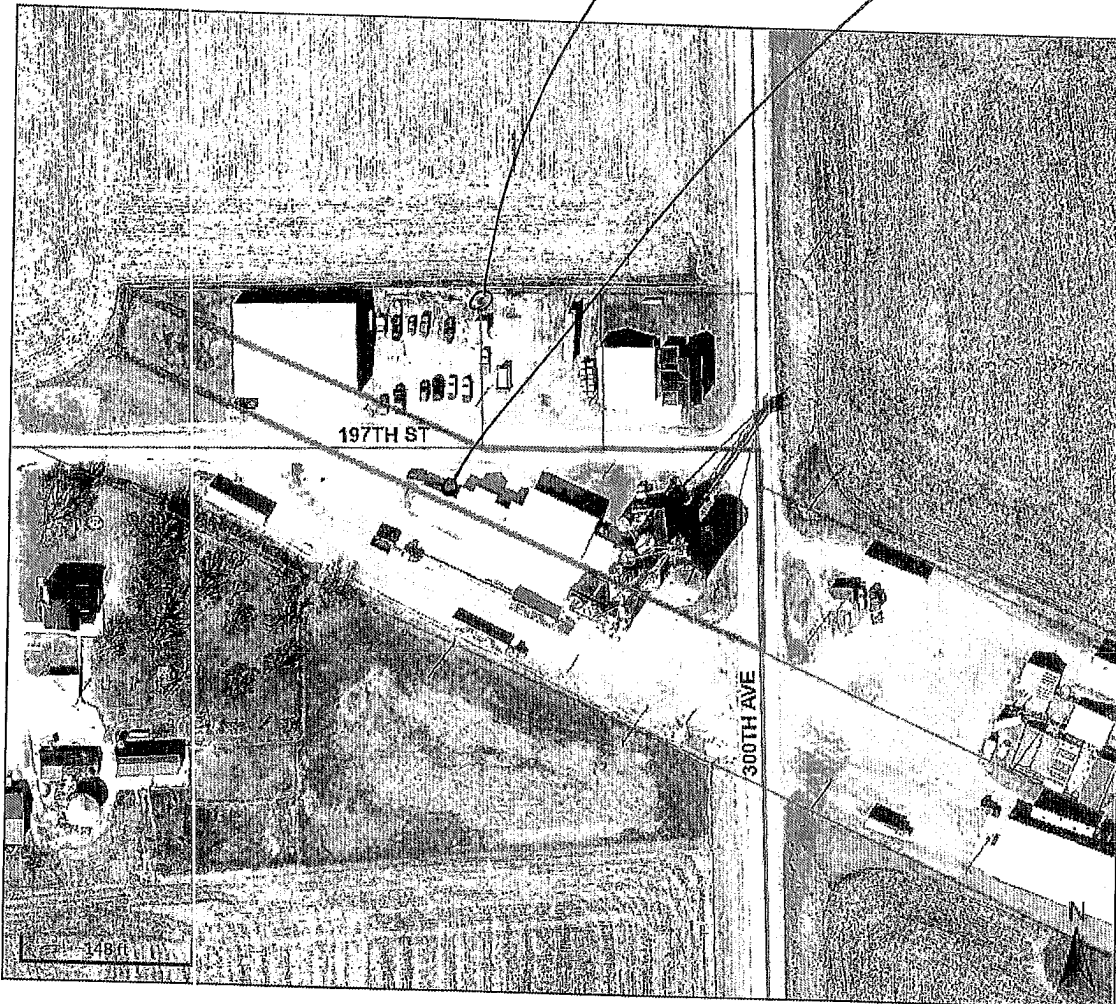
Inspection Date: **09/13/2023**

Submitted Date: **9/14/2023**

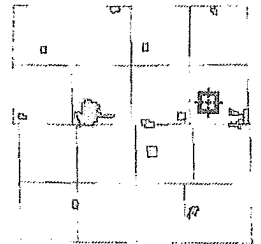
This page certifies a Time of Transfer inspection was conducted and submitted for the property listed above in accordance with Subrule 567 IAC 69.2(8).



well - 100 ft from holding tank
1250 gal. holding tank



Overview



Legend

- Corporate Limits
- Political Townships
- Parcels**
 - BLL
 - Parcel
- Roads

Parcel ID	180200001200	Alternate ID	n/a	Owner Address	Klostermann Bros Inc
Sec/Twp/Rng	20-89-3	Class	C		2998 197th St
Property Address	2998 197TH ST	Acreage	n/a		Earlville, IA 52041 8603
	EARLVILLE				
District	BREMEN WESTERN DUBUQUE				
Brief Tax Description	PT PARCEL 2015-43 PT NE SE & PT SE SE (Note: Not to be used on legal documents)				

Disclaimer: All critical information should be independently verified. If you have questions about this site please contact either the Delaware County Auditor's Office at 563 927-4701 or the Delaware County Assessor's Office at 563 927-2526

Date created: 9/14/2023
 Last Data Uploaded: 9/14/2023 4:10:41 AM

Developed by **Schneider**
GEO SPATIAL



TIME OF TRANSFER INSPECTION TOT# 7115 ROBB HARTER CERT # 9343

Site Information

Parcel Description: **180210000920**
Address: **1968 300th Ave, Earlville, IA 52041** County: **Delaware**

Owner Information

Property is owned by a business: **Yes**
Business Name: **Klostermann Bros Inc**
Owner Name:
Email Address:
Address: **2998 197th Street, Earlville, IA 52041**
Phone No:

Site related information

No Of Bedrooms: **0** Inspection Date: **09/13/2023**
Facility Type: **Commercial** Currently Occupied: **Yes**
Last Occupied: System Installation Date:
Permit issued by County: **No** Permit Number:
All plumbing fixtures enter septic system: **Yes** County contacted for records: **Yes**
Property Information Comments:

Primary Treatment

Holding Tank

Tank Name: Holding Tank	Type: Holding Tank	Tank Size (Gal): 1500
Tank Material: Concrete	Tank Corrosion Type: Slight	Liquid Level Type: Normal
No. of Compartments: 2	Pump Tank Chamber: Yes	Licensed Pumper Name: Harter
Date Pumped: 9/14/2023	Meets Setback to Well: Yes	Well Type: Private
Distance To Well (Ft.): 300+	Is Accessible: Yes	Lid Intact: Yes
Risers Intact: Yes	Effluent Filter Present:	Watertight: Yes

Tank/Vault Pumped: **Yes** Inlet Baffle Present: **Yes** Outlet Baffle Present: **No** Functioning as Designed: **Yes**

Tank Comments:

General Primary Treatment Comments:

System does not have an alarm.

Distribution Type

Distribution System : **No**

General Distribution System Comments :

Secondary Treatment

Secondary Treatment: **No**

General Secondary Treatment Comments:

Narrative Report

TOT Inspection Report Overall Narrative Comments: **Holding Tank Only. No Alarm on tank. Pump as needed.**



TIME OF TRANSFER INSPECTION TOT# 7115 ROBB HARTER CERT # 9343

Owner Name: **Klostermann Bros Inc**

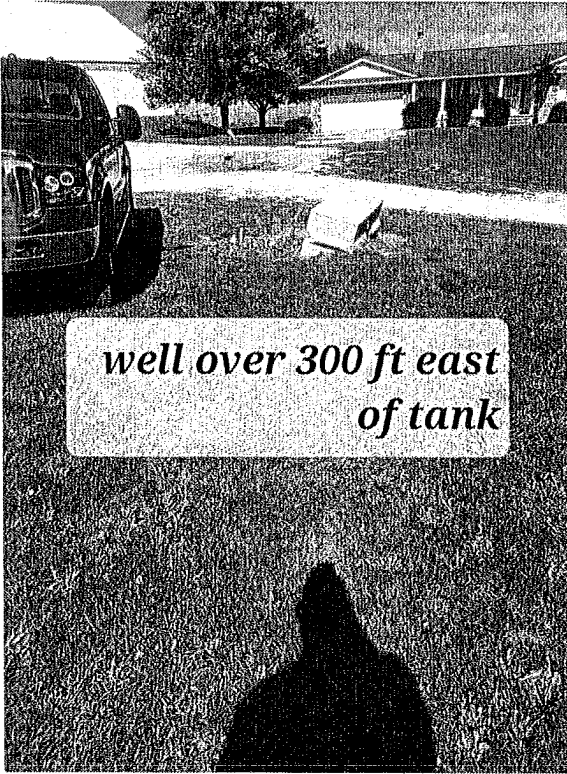
Address: **1968 300th Ave , Earlville , IA 52041**

County: **Delaware**

Inspection Date: **09/13/2023**

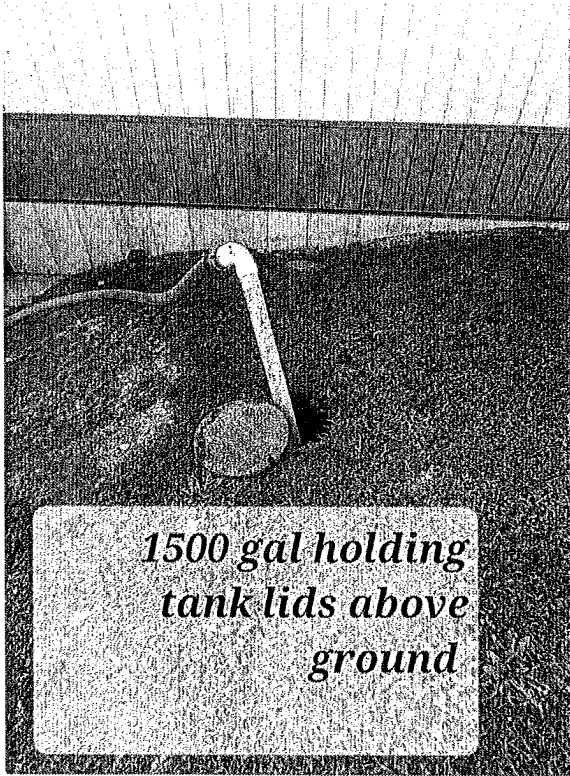
Submitted Date: **9/14/2023**

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).



*well over 300 ft east
of tank*

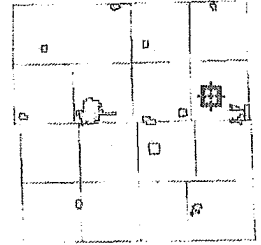




*1500 gal holding
tank lids above
ground*



Overview



Legend

- Corporate Limits
- Political Townships
- Parcels
 - BLL
 - Parcel
- Roads

wall -
300 ft.
from
holding
tank.

Parcel ID 180210000900
 Sec/Twp/Rng 21-89-3
 Property Address 1968 300TH AVE
 EARLVILLE

Alternate ID n/a
 Class C
 Acreage n/a

Owner Address Floyds Feed Store Inc
 2998 197th St
 Earlville, IA 52041-8603

District BREMEN WESTERN DUBUQUE
 Brief Tax Description LOT 1 SW 1/4
 AS DESC. B 118 P.61
 EX PARCEL A
 (Note: Not to be used on legal documents)

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Developed by Schneider
 GEOSPATIAL

1500 gallon
 holding tank
 w/ two exposed
 lids