



Book 2024 Page 146

Document 2024 GWH-146 Type 53 001 Pages 9
Date 1/19/2024 Time 10:32:44AM
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: Amos Christner and Fannie Christner
Address: 2547 220th Avenue, Delhi, IA 52223

TRANSFeree:

Name: Daniel C. Borntreger and Mattie L. Borntreger
Address: 2936 260th Ave., Hopkinton, IA 52237

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.

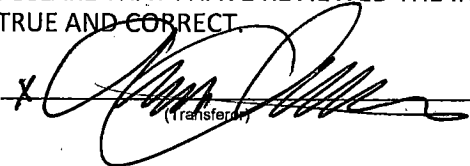
- B. If you checked any box stating "Condition Present" for any of the numbered sections above, continue below. You must complete this form, including providing all required information, and you must submit this form to the county recorder's office with declaration of value.

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

Well located approx 15' north of center of house.

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

Signature: *X*



Telephone No.: (563) 608-3162



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: Tank 1	Type: Septic Tank	Tank Size (Gal): 1500
Tank Material: Concrete	Tank Corrosion Type: None	Liquid Level Type: Normal
No. of Compartments: 2	Pump Tank Chamber: No	Licensed Pumper Name: Bill Downs
Date Pumped: 7/19/2023	Meets Setback to Well: Yes	Well Type: Private

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
Tank Comments:	Functioning as Designed: Yes	

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 260th AVE
Hopkinton, MA

376-10-00-027-20

clean out
House

Driveway

90'

81'

clean out

90'

40'

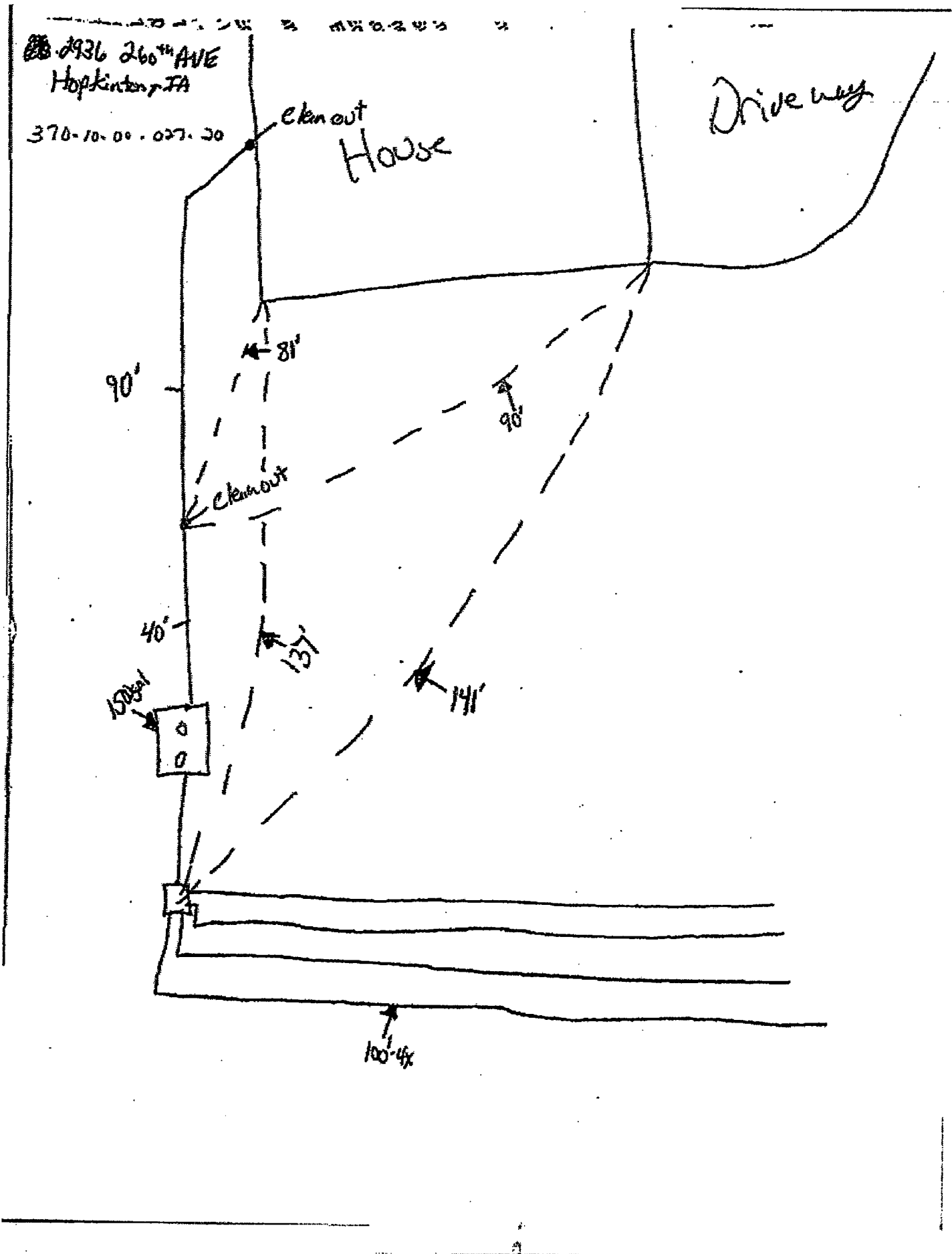
137'

141'

150'±



100'±



SCANNED

DELAWARE COUNTY SANITATION

EnvTrack # 2921
Permit # 2921

Application # _____

Completion Report for Private Sewage Disposal System

Owner: Lavern Yoder
Site Address: 2936 260th Ave Township: Union
Parcel #: 370100002710 Lot # _____ Legal S-T-R: 10-87-4
Mailing Address: _____
Contractor: Brinmeyer Bedroom #: _____

Water Supply: Private

Primary Treatment: Latitude: 42.36163 Longitude: -91.28777

Septic Tank Volume (g): 1500 Manuf: Swales Material: crete # Pieces: 1 # Comp: 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: 406 # 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 260th 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 Stucco Residential (No. Bedrooms) _____

Fixtures: Stools _____ Bath tubs _____ Showers _____ Sinks _____ Lift Pump _____

Septic tank made by Sawshu Construction Material concrete 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 [Signature] Date 6/17/2020
Delaware County Representative