

Recorded: 11/7/2024 at 1:21:37.0 PM
County Recording Fee: \$0.00
Iowa E-Filing Fee: \$0.00
Combined Fee: \$0.00
Revenue Tax: \$0.00
Delaware County, Iowa
Daneen Schindler RECORDER
BK: 2024 PG: 2813

**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: Timothy J. Schwendinger and Nicole M. Schwendinger
Address: 2370 Jefferson Rd, Manchester, IA 52057

TRANSFeree:

Name: James LeGassick and Jayden LeGassick
Address: 2388 260th Ave, Delhi, IA 52223

Address of Property Transferred:

2370 Jefferson Rd, Manchester, Iowa 52057

Legal Description of Property: (Attach if necessary)

Lot Four (4) of the Survey and Plat of the Subdivision of Lot Two (2) of the Subdivision of part of the Northeast Quarter (NE¼) of the Southeast Quarter (SE¼) of Section Ten (10), Township Eighty Eight (88) North, Range Five (5), West of the Fifth Principal Meridian, according to plat recorded in Book 3 Plats, Page 26.

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:

There is a drilled well located 25' feet NE of the house.
The well is for residential use and is in working order

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

Signature: *Troy J. [Signature]* Telephone No.: (563) 920-9358
(Transferor)

TIME OF TRANSFER INSPECTION TOT# 11940 JASON BRIMEYER CERT # 9446

Site Information

Parcel Description: **Lot 4 of Lot 2 Sub Div of W 264.5" NE SE**

Address: **2370 Jefferson Rd, Manchester, IA 52057**

County: **Delaware**

Owner Information

Property is owned by a business: **No**

Business Name:

Owner Name: **Tim Schwendinger**

Email Address:

Address: **2370 Jefferson Rd, Manchester, IA 52057**

Phone No:

Site related information

No Of Bedrooms: **3**

Inspection Date: **09/03/2024**

Facility Type: **Residential**

Currently Occupied: **Yes**

Last Occupied:

System Installation Date: **04/01/2017**

Permit issued by County: **Yes**

Permit Number: **2594**

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): **1750**

Tank Material: **Concrete**

Tank Corrosion Type: **None**

Liquid Level Type: **Normal**

No. of Compartments: **3**

Pump Tank Chamber: **Yes**

Licensed Pumper Name: **triple j**

Date Pumped: **9/3/2024**

Meets Setback to Well: **Yes**

Well Type: **Private**

Distance To Well (Ft): **52**

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: **Three compartment tank with lift pump in third chamber. Filter was broke installed new filter at inspection.**

General Primary Treatment Comments:

Distribution Type

Distribution Box 1

Label: **Distribution Box 1**

Material Type: **Plastic**

Accessible: **Yes**

Box Opened: **Yes**

Baffle Present: **No**

Speed Levelers Present: **No**

Watertight: **Yes**

Functioning As Designed: **Yes**

General Distribution System Comments :

Secondary Treatment

Absorption Bed1

Distribution Type: **Distribution Box**

Material Type: **Rock and PVC Pipe**

Absorption Bed Width: **20**

Absorption Bed Length: **50**

Total Absorption Area: **1000**

System Hydraulic Loaded: **Yes**

Gallons Loaded: **289**

Meets Setback to Well: **Yes**

Well Type: **Private**

Distance To Well (Ft.): **110**

Absorption Bed Probed: **Yes**

Saturation or Ponding Present: **No**

Grass Cover Present: **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: **We did a septic inspection at 2370 Jefferson Rd. on September 3, 2024. We found the septic tank and opened it up. This was a three compartment tank with the pump chamber in the last chamber. We tested the pump and it worked as designed. We put the camera down the pipe and located the distribution box. We dug up the box and found it to be a plastic box with 5 lines coming from it. We probed the drianfield and found it to be a 20x50 ft rock and pipe bed system. We then pumped the septic tank and found to be a 1750 gallon tank. We pulled the effluent filter and found it to be broken. We replaced filter with a new one. The system was loaded with 289 gallons of water. The system worked at the time of inspection.**

TIME OF TRANSFER INSPECTION TOT# 11940 JASON BRIMEYER CERT # 9446

Owner Name: **Tim Schwendinger**

Address: **2370 Jefferson Rd , Manchester , IA 52057**

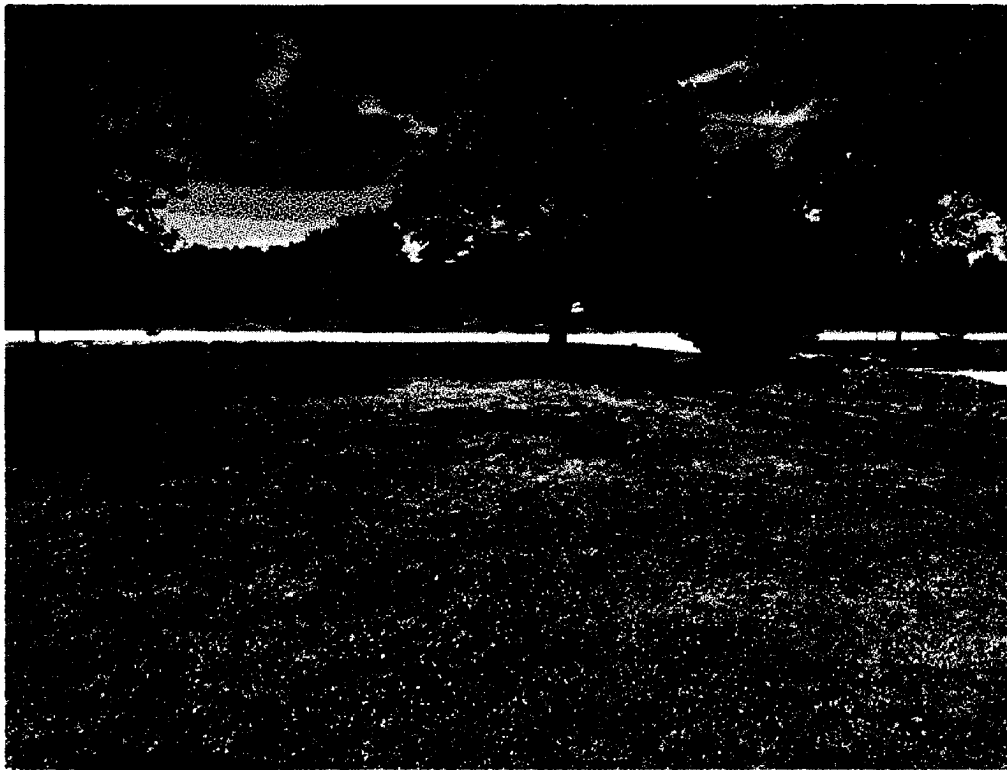
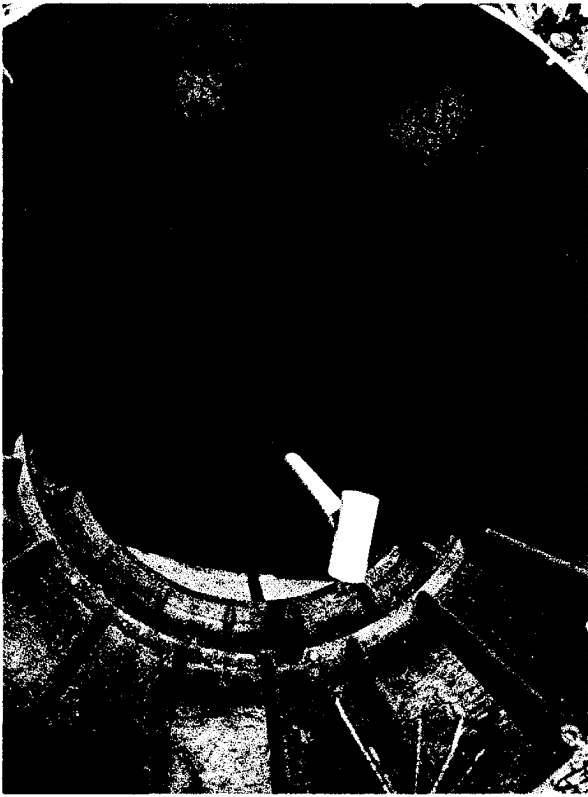
County: **Delaware**

Inspection Date: **09/03/2024**

Submitted Date: **9/4/2024**

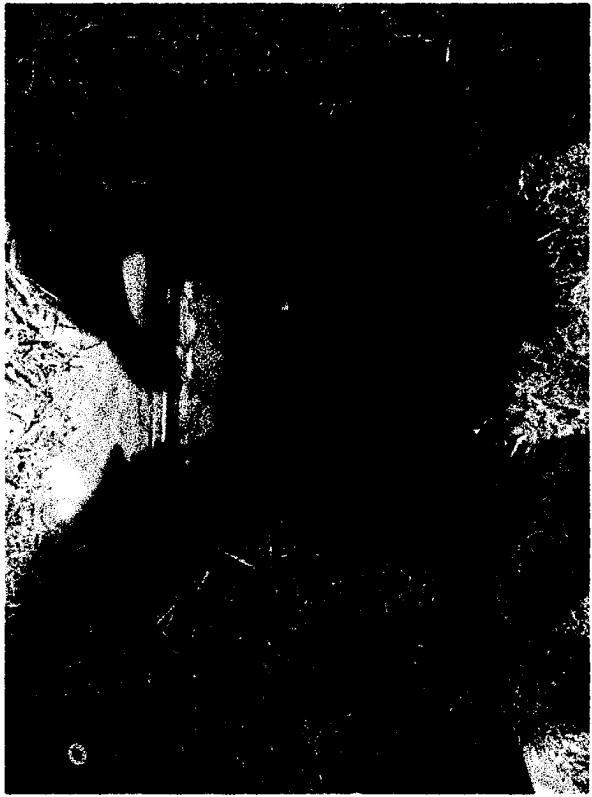
This page certifies a Time of Transfer inspection was conducted and submitted for the property listed above in accordance with Subrule 567 IAC 69.2(8).











DELAWARE COUNTY
BOARD OF SUPERVISORS

(Print or Type)

Permit No. _____

2594

SCANNED

APPLICATION FOR PERMIT TO INSTALL PRIVATE SEWAGE DISPOSAL SYSTEM

ADDRESS: 2370 Jefferson Rd Mandota Section 10 Township M.16

LOCATION: 290100063000 Parcel No. 10-88-5

Owner: James Gaybill Tenant: _____ Plumber: Mark Fink

Lot Size: _____ Type Commercial: _____ Residential: (No. Bedrooms) 3

Fixtures: Sinks 2 Lavatories: _____ Bath Tub 2 Shower 2 Sinks 3 Automatic Laundry 1 Sump Pump _____

Septic Tank made by Swiss Garbage Grinder _____ Construction Material Crete Gallons Cap. 1750

Percolation Test: 1 _____ 2 _____ 3 _____ 4 _____ Made by: _____

Absorption Field: Total length of laterals 240 No. of lateral lines _____

This system is new Existing _____

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: 4-1-17

By: [Signature] INSPECTOR SEAL APPLICANT'S SIGNATURE _____

DELAWARE COUNTY SANITATION

EnvTrack #

Permit # 2594

Application # _____

Completion Report for Private Sewage Disposal System

Owner: James Graybill

Site Address: 2370 Jefferson Rd

Township: M:10

Parcel #: 2401 0000300

Lot # _____

Legal S-T-R: 10-88-5

Mailing Address: _____

Contractor: Mark Fink

Bedroom #: 3

Water Supply: private

Primary Treatment: Latitude: 42.44667458

Longitude: -91.90726678

Septic Tank Volume (g): 1750 Manuf: Swales Material: crete # Pieces: 1 # Cmp: 2

Riser Ht Lid 1 (in): 6' Riser Ht Lid 2 (in): 6' Filter Brand: polyk Diameter (in): _____ Distance to well (ft): _____

Note: Effluent filter requires frequent cleaning.

Dose Tank Volume(g): 100 Pump or Siphon Dose: pump Gallons/dose: 100 Riser Ht (in): _____ Alarm: _____

D-Box: Latitude: 42.4468934 Longitude: -91.9071637 Depth: 18"

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: rock & gravel Overall length (ft): 50 Overall width (ft): 2'

Rock bed length (ft): 50' Rock bed width (ft): 20' Length of laterals (ft): 50 # Laterals: 5

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.

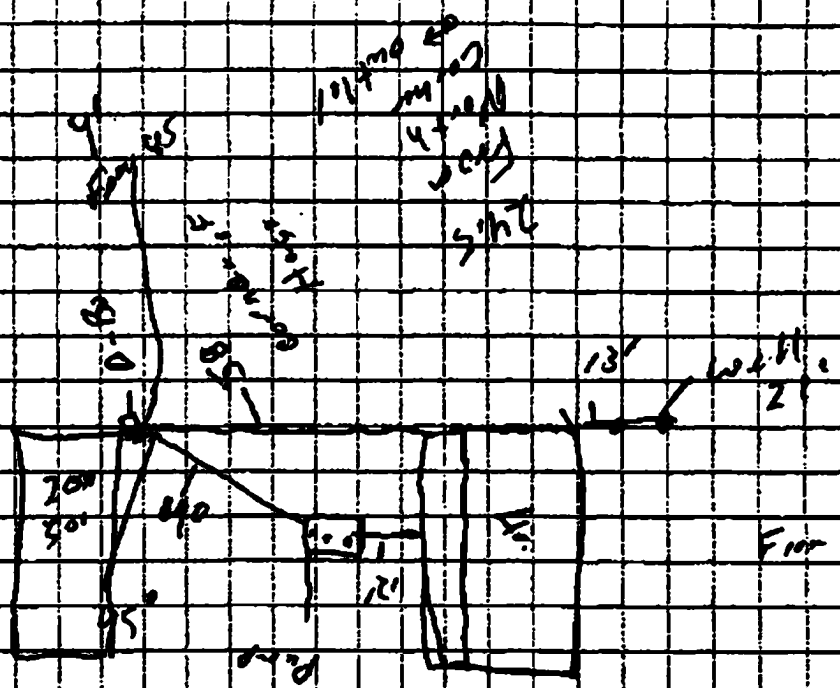
20050 bid

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

Date of Final Inspection: 4-4-17 Environmental Health Specialist: _____

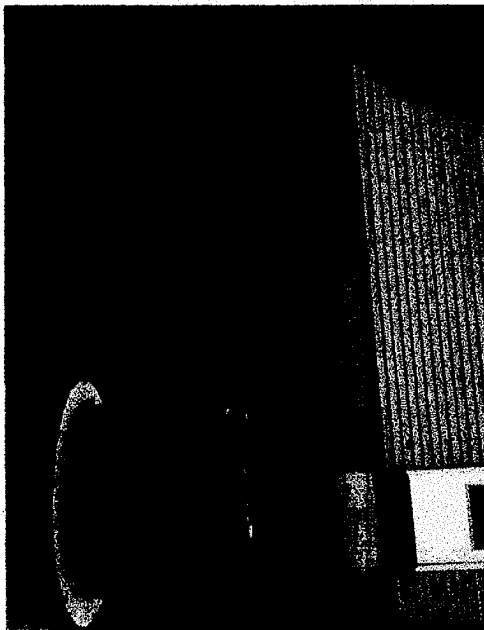
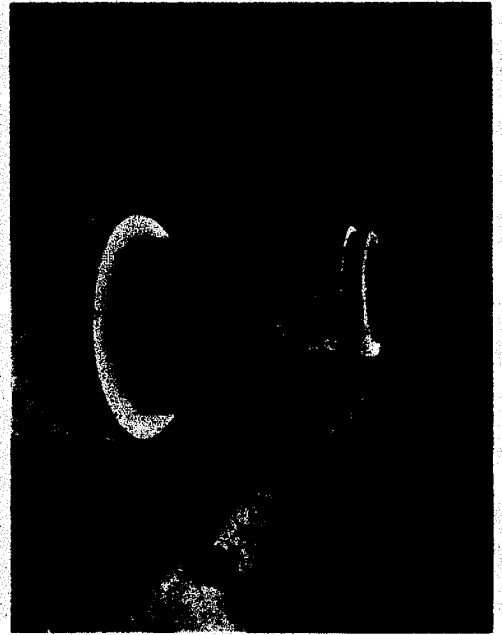
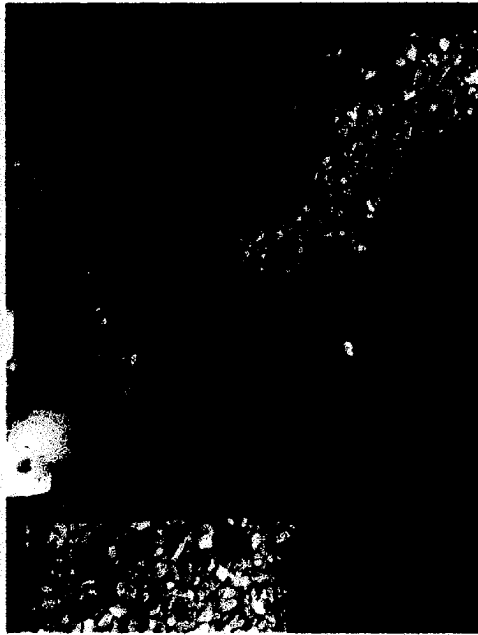
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This APPROVAL in no way makes the County responsible for the continued operation of this sanitation system



House

well
 10' x 12' F + D. Box



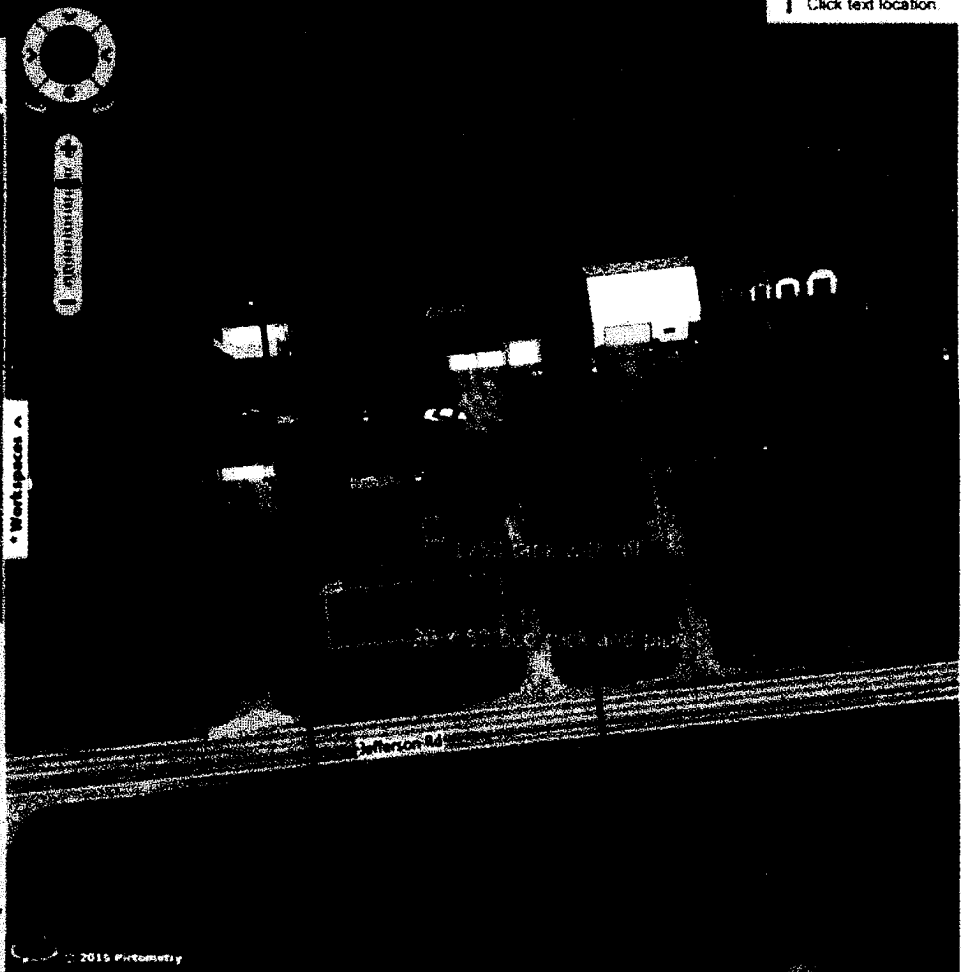
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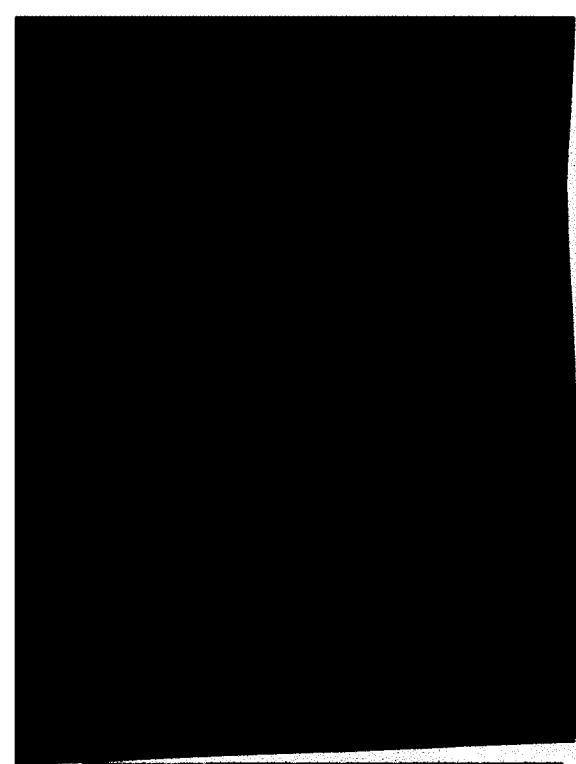
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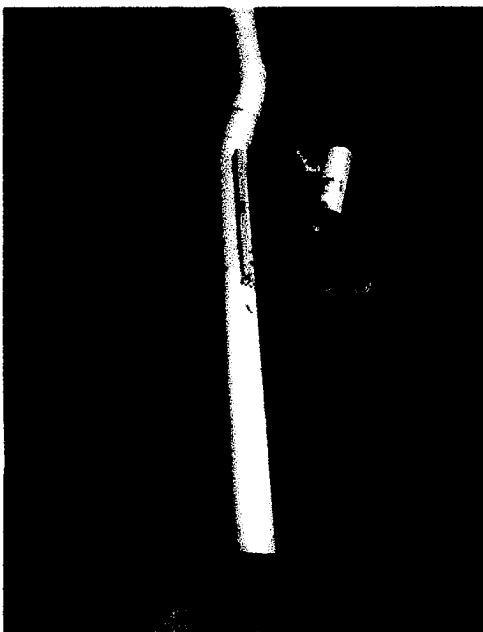
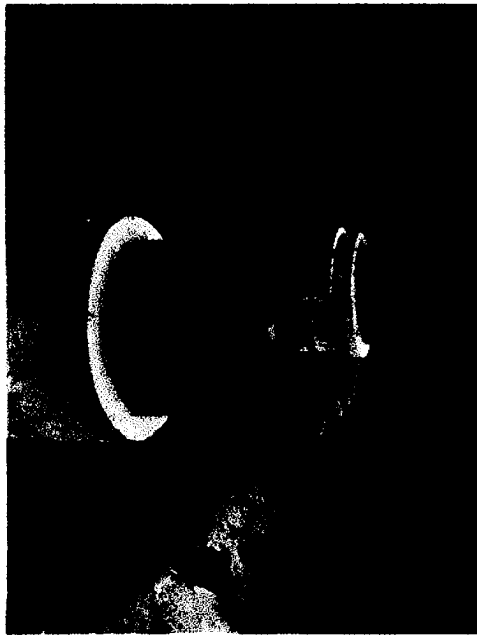
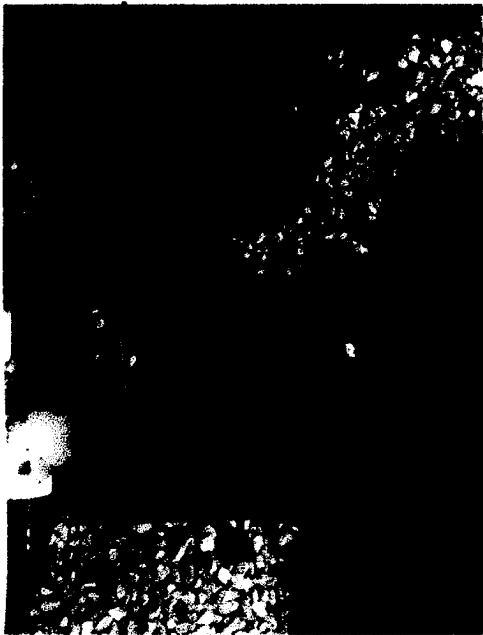
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Mark
Fink

2370
Jefferson
Rd





Brimeyer Dozing & Excavating LLC.

406 1st Ave W. Farley, Iowa 52046

Jason: 563-590-2471

Josh:563-590-3714

Steve:563-590-4614

Based on what we were able to observe and our experience with on-site wastewater technology, we submit this sanitary sewage disposal system inspection report based on the present condition of the on-site sewage disposal system. Brimeyer Dozing and Excavating LLC. has not been retained to warrant, guarantee, or certify the proper functioning of the system for any period of time in the future. Because of numerous factors (usage, soil characteristics, previous failures, etc.) which effect the proper operation of septic systems as well as our Company to supervise or monitor the use or maintenance of the system. This report shall not be constructed as a warranty by our Company that the system will function properly for any particular buyer. Brimeyer Dozing and Excavating LLC. **DISCLAIMS ANY WARRANTY**, either expressed or implied, arising from inspection of the septic system or this report.