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Daneen Schindler, RECORDER/REGISTRAR  
DELAWARE COUNTY IOWA

**REAL ESTATE TRANSFER - GROUNDWATER HAZARD STATEMENT**  
TO BE COMPLETED IN FULL 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/media/5465>.

Attachment 1, if required, can be found at: <https://www.iowadnr.gov/media/5466>.

**TRANSFEROR:**

Name	John C. Thole			
Address	1539 180 <sup>th</sup> Avenue	Manchester	Iowa	52057
	Number and Street or RR	City, Town or PO	State	Zip

**TRANSFeree:**

Name	Chad A. Eschen and Jennifer F. Eschen			
Address	1827 180 <sup>th</sup> Avenue	Manchester	Iowa	52057
	Number and Street or RR	City, Town or PO	State	Zip

Address of Property Transferred:

1539 180 <sup>th</sup> Ave, Manchester, Iowa 52057			
Number and Street or RR	City, Town or PO	State	Zip

Legal Description of Property: (Attach if necessary) – SEE ATTACHED EXHIBIT "A":

**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]: transfer between parent and child.
- ☐ 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:

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.

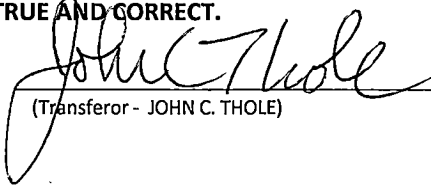
- B. If you checked any box stating "Condition Present" for any of the numbered sections above, continue below.** You must complete this form, including providing all required information, and you must submit this form to the county recorder's office with declaration of value.

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

Drilled well in working order located 100 feet West  
of the house.

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

Signature:

  
(Transferor - JOHN C. THOLE)

Telephone No.: (563) 608-6067

## EXHIBIT "A"

All that part of the South one-half (S  $\frac{1}{2}$ ) of the Northeast Quarter (NE  $\frac{1}{4}$ ) of Section Thirty-Two (32) lying North of the railroad, and all that part of the Northeast Quarter (NE  $\frac{1}{4}$ ) of the Southeast Quarter (SE  $\frac{1}{4}$ ) of Section Thirty-Two (32) lying North of the railroad except commencing at the point of intersection of the North line of the railroad with the centerline of the highway, thence North along the centerline of the highway one hundred eighty-two (182.0) feet, thence West two hundred thirty-eight (238.0) feet, thence South one hundred ten (110.0) feet to the North line of the railroad, thence Southeast along the North line of the railroad two hundred ninety-one (291.0) feet to the point of beginning; and the Southeast Quarter (SE  $\frac{1}{4}$ ) of the South three-fourths (S  $\frac{3}{4}$ ) of the Southeast Quarter (SE  $\frac{1}{4}$ ) of the Northwest Quarter (NW  $\frac{1}{4}$ ), and that part of the North one-half (N  $\frac{1}{2}$ ) of the Southwest (SW  $\frac{1}{4}$ ) lying North of the railroad right-of-way, and the West twenty-eight (28) acres of the Northwest Quarter (NW  $\frac{1}{4}$ ) of the Southeast Quarter (SE  $\frac{1}{4}$ ) and that part of the Southeast Quarter (SE  $\frac{1}{4}$ ) of the Southwest Quarter (SW  $\frac{1}{4}$ ) that lies North of the railroad in Section thirty-three (33), all in Township Ninety (90) North, Range Five (5), West of the Fifth P.M.

A part of the railroad right-of-way (now removed) of the Minnesota North Western Railroad Company (later the Chicago Great Western Railroad Company, (now the Chicago and Northwestern Transportation Company) running across Section 32, Township 90 North, Range 5 West of the Fifth Principal Meridian more particularly described as follows:

A strip of land 150 feet in width extending over and across the North half (N  $\frac{1}{2}$ ) of the Southeast Quarter (SE  $\frac{1}{4}$ ) of said Section 32, said strip of land being 150 feet in width on the Northeasterly side of the center line of the main track as said main track center line was originally located and established over and across said Section 32. Also:

A strip of land 50 feet in width extending over and across the Northeast Quarter (NE  $\frac{1}{4}$ ) of said Section 32, and strip of said land being 50 feet in width on the Northeasterly side of the original main track center line as said main track center line was originally located and established over and across said Section 32. Also:

All that part of the said right-of-way extending over and across the Southeast Quarter (SE  $\frac{1}{4}$ ) of the Northwest Quarter (NW  $\frac{1}{4}$ ) of said Section 32 lying on the North easterly side of the original main track center line as said main track center line was originally located and established over and across said Section 32. Also:

All of said railroad right-of-way extending over and across the Northwest Quarter (NW  $\frac{1}{4}$ ) of the Northwest Quarter (NW  $\frac{1}{4}$ ) of said Section 32.

EXCEPT, that portion of the former right-of-way of the Minnesota and Northwestern Railroad Company (later the Chicago and Great Western Railroad

Company and the Chicago and Northwestern Transportation Company) extending over and across the Northwest Quarter (NW  $\frac{1}{4}$ ) of the Northwest Quarter (NW  $\frac{1}{4}$ ) of Section Thirty-Two (32) and all that part of said right-of-way extending over and across the Southeast Quarter (SE  $\frac{1}{4}$ ) of the Northwest Quarter (NW  $\frac{1}{4}$ ) of said Section Thirty-Two (32) lying on the Northeasterly side of the original main track center line as said main track center line was originally located and established over and across said Section Thirty-Two (32); all in Township Ninety (90) North, Range Five (5), West of the Fifth P.M.