



Document 2023 GW2787

Book 2023 Page 2787 Type 43 001 Pages 9

Date 11/13/2023 Time 12:27:01PM

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BRANDY MACUMBER, COUNTY RECORDER

MADISON COUNTY IOWA

CHEK

## 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/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 Jeremy Bowlsby

Address 1310 W Washington Winterset, IA 50273

Number and Street or RR

City, Town or PO

State

Zip

### TRANSFeree:

Name Samuel App Marshall and Kaitlin E Marshall

Address 1795 Millstream Ct, WINTERSET, IA 50273

Number and Street or RR

City, Town or PO

State

Zip

Address of Property Transferred:

1795 Millstream Ct, WINTERSET, IA 50273

Number and Street or RR

City, Town or PO

State

Zip

Legal Description of Property: (Attach if necessary)

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:

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

Signature:   
(Transferor or Agent)

Telephone No.: 515 442 8643

## Legal Description

**Lot Twenty-eight (28) of Covered Bridge Estates, located in the Fractional Southwest Quarter ( $\frac{1}{4}$ ) of the Southwest Quarter ( $\frac{1}{4}$ ) of Section Seven (7), Township Seventy-six (76) North, Range Twenty-seven (27) West of the 5th P.M., Madison County, Iowa.**



#098-21

542-0191

## Time of Transfer Inspection Report

Property Information

Current Owner: Ethan and Emily Walton

7-Union

Buyer:

Realtor:

Rachel Eller

Mailing Address:

Site Address/County: 1795 Millstream Ct, Winterset IA/ Madison County

Legal Description

No. of bedrooms: 4 Last occupied: Current Records available: yes

Permit/ installation date: 11-28-18 Separation distances (ok/no?): ok

Septic System Information

Septic tank(s): Size: 1500 gal Material: Concrete Condition: good

Tank pumped? ☒ Y ☐ N Date: 12-8-21 Licensed pumper: Wiegert

Septic/Trash/Processing tank: Size: Material: Condition:

Tank pumped? ☐ Y ☐ N Date: Licensed pumper:

Aerobic treatment unit (ATU) mfg: Size

Tank pumped? ☐ Y ☐ N Date: Licensed pumper:Maintenance contract? ☐ Y ☐ N Expiration date: Service provider:

Condition:

Pump tanks/vaults: Type: Concrete Size: 500 gal Condition: good

Distribution system: Distribution box Outlets used Condition:

Header pipe(s): No. of lines: Pressure dosed? yes

Secondary Treatment:

Length of absorption fields: Determined by:

Condition of fields: Determined by:

Type of trench material: rock and pipe

Size of sand filter: 12'x62 1/2' Determined by: County Map

Vent pipes above grade? ☒ Y ☐ N Discharge pipe located? ☒ Y ☐ N

Effluent sample taken no Results: not discharging

Media Filters: Type:

Maintenance contract? ☐ Y ☐ N Expiration date: Service provider:

Condition:

NPDES General Permit No. 4: Required? ☐ Y ☐ N Permitted? ☐ Y ☐ N NOI provided:



## Time of Transfer Inspection Report

Other components:

Alarms: ☒ Y ☐ N

Working: ☒ Y ☐ N

Disinfection: ☐ Y ☐ N

Working: ☐ Y ☐ N

Control Box: \_\_\_\_\_

Timers: \_\_\_\_\_

Inspection Ports: \_\_\_\_\_

Other components: \_\_\_\_\_

Overall condition of the private sewage disposal system: \_\_\_\_\_

Report system status: The System was working properly during the inspection

Explain (attach additional pages as needed): The tank was in good condition. All plumbing goes to the septic. The pump and alarm were both working. The hydraulic test was good.

Comments: The sand filter did not discharge after the hydraulic test. The Sandfilter was dry on top.

Site status at conclusion of Time of Transfer inspection:

- Verify that controls are set on the appropriate mode.
- Power is on to all components.
- Revisit all components to verify lids are secure.
- Gather all tools for removal from the site.
- Verify that no sewage is on the ground surface.

Using this worksheet, write a narrative report of the inspection results and attach a site sketch.

This report indicates the condition of the private sewage disposal system at the time of the inspection. It does not guarantee that it will continue to function satisfactorily.

Signature of Certified Inspector: \_\_\_\_\_

Date: 12-10-21

Name (print): Ben Bedwell

Certificate #: 11612

Address: 1500 N B Street, Indianola IA

Phone #: 515-681-2053

Provide a copy of this report, the narrative report and sketch to the seller/agent, buyer/agent or the person ordering the inspection, the county sanitarian/environmental health office and to:

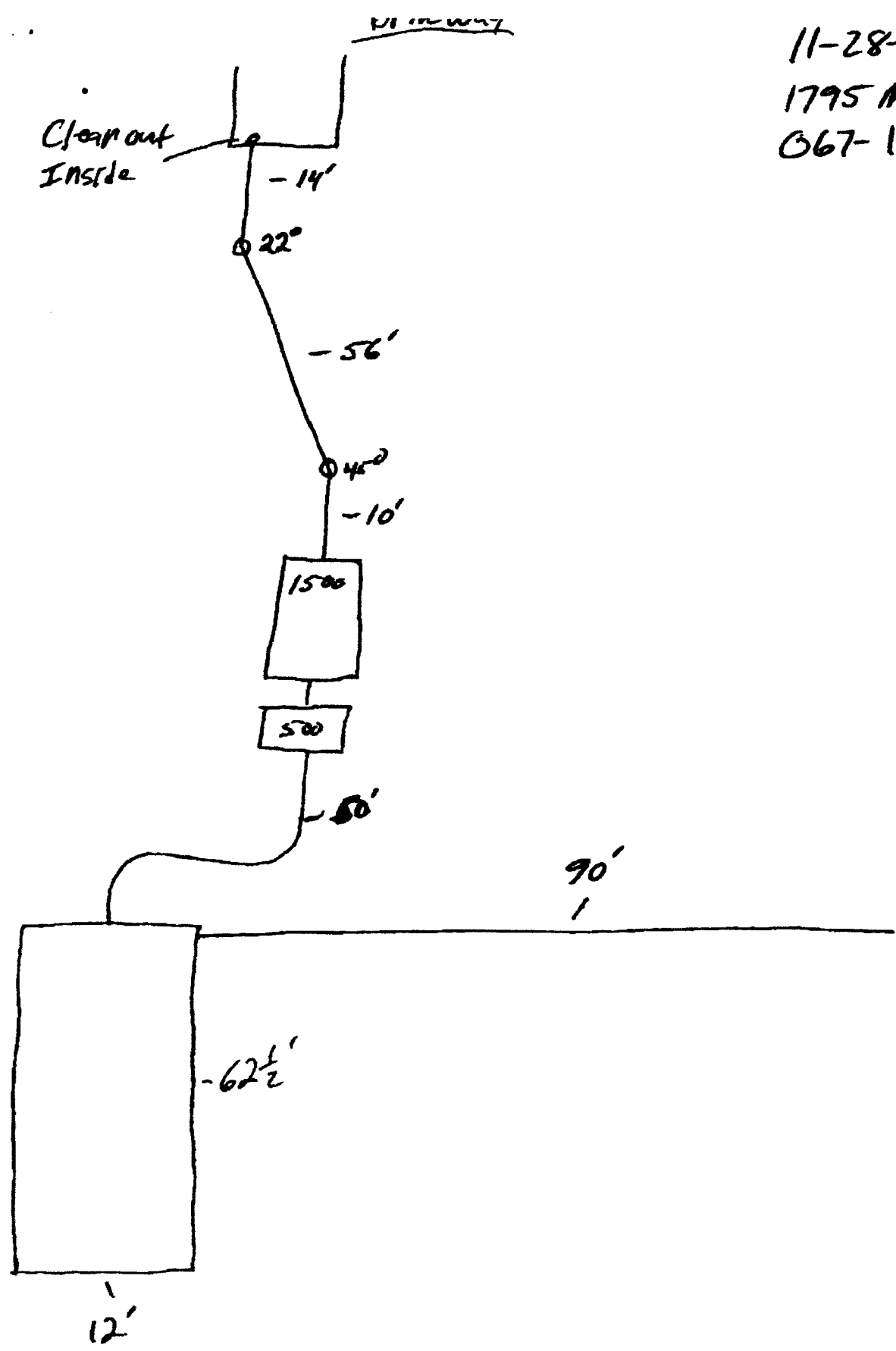
Iowa DNR

Private Sewage Disposal Program

502 E 9<sup>th</sup> St

Des Moines IA 50319

11-28-18  
1795 M/11 Stream  
067-18



## NO DISCHARGE SAMPLE FORM

I hereby certify that I attempted to obtain an effluent sample from the onsite wastewater discharge point at:

NAME: Ethan and Emily Walton

ADDRESS: 1795 Millstream Court

Winterset, IA

I attempted to obtain a sample of the above onsite wastewater system, but found no evidence of an effluent discharging. I inspected the system for any signs of surface discharge, erosion, soil staining, etc. There did not appear to be any evidence of flow in the last six months. Upon inspection of the system, the discharge pipe is:

☒ x clean and cleared of debris  
☐ covered or I was unable to locate the discharge  
☐ other \_\_\_\_\_

DATE OF INSPECTION: 12-10-21

SAMPLER NAME: Ben Bedwell

MAINTENANCE CONTRACTOR (Company Name) if applicable:

Bedwell Builders



