

BK: 2024 PG: 33  
Recorded: 1/3/2024 at 3:49:17.0 PM  
Pages 8  
County Recording Fee: \$0.00  
Iowa E-Filing Fee: \$0.00  
Combined Fee: \$0.00  
Revenue Tax:  
BRANDY L. MACUMBER, RECORDER  
Madison 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: William Brown  
Address: 27273 Galleon Drive, Bonita Springs, FL 34135

**TRANSFeree:**

Name: Brandon Schmitt  
Address: 795 South Street, Truro, IA 50257

Address of Property Transferred:  
795 South Street, Truro, Iowa 50257

Legal Description of Property: (Attach if necessary)

A tract of land located in the Southeast Quarter (¼) of the Southwest Quarter (¼) of Section Fifteen (15), Township Seventy-four (74) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, more particularly described as follows, to-wit: Beginning at the South Quarter (¼) corner of said Section Fifteen (15), thence South 89°47'58" West 214.58 feet along the South line of the Southwest Quarter (¼) of said Section Fifteen (15), thence North 3°52'46" East 927.78 feet, thence South 88°11'15" East 211.46 feet to the East line of the Southwest Quarter (¼) of said Section Fifteen (15), thence continuing South along said East line to the Point of Beginning; EXCEPT Parcel "P" located in the Southeast Quarter (¼) of the Southwest Quarter (¼) of Section Fifteen (15), Township Seventy-four (74) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, containing 1.04 acres, as shown in Plat of Survey filed in Book 2017, Page 136 on January 12, 2017, in the Office of the Recorder of Madison County, Iowa. Said parcel contains 8.31 acres more or less (including 0.35 acres of road right-of-way).

**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 under old Windmill.

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

Signature: William L. Brown

(Transferor)

Telephone No.: (515) 249-0700

### GROUNDWATER HAZARD STATEMENT

ATTACHMENT #1

### NOTICE OF WASTE DISPOSAL SITE

**a. Solid Waste Disposal (check one)**

- ☒ There is a solid waste disposal site on this property, but no notice has been received from the Department of Natural Resources that the site is deemed to be potentially hazardous.
- ☐ There is a solid waste disposal site on this property which has been deemed to be potentially hazardous by the Department of Natural Resources. The location(s) of the site(s) is stated below or on an attached separate sheet, as necessary.

**b. Hazardous Wastes (check one)**

- ☒ There is hazardous waste on this property and it is being managed in accordance with Department of Natural Resources rules.  
☐ There is hazardous waste on this property and the appropriate response or remediation actions, or the need therefore, have not yet been determined.

Further descriptive information:

N/A

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

Signature: William L. Brown Telephone No.: (515) 249-0700  
(Transferor)

**TIME OF TRANSFER INSPECTION TOT# 8443 BEN BEDWELL CERT # 11612**

## Site Information

Parcel Description: **890000700250000**Address: **795 south street, Truro, IA 50257**County: **Madison**

## Owner Information

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

Business Name:

Owner Name: **William Brown**

Email Address:

Address: **213 n Kossuth St, Osceola, IA 50213**

Phone No:

## Additional Contact Information

Name

**Britney Howard**

Email Address

**Britney@stoneoak.com**

Affiliate Type

**Realtor**

## Site related information

No Of Bedrooms: **3**Inspection Date: **12/15/2023**Facility Type: **Residential**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

**Tank 1**Tank Name: **Tank 1**Type: **Septic Tank**Tank Size (Gal): **1250**Tank Material: **Plastic**Tank Corrosion Type: **None**Liquid Level Type: **Normal**No. of Compartments: **2**Pump Tank Chamber: **No**Licensed Pumper Name: **Wiegert**

Date Pumped: **12/13/2023** Meets Setback to Well: **N/A** Well Type:  
Distance To Well (Ft.): 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: **Lids were not screwed down during the inspection.**

General Primary Treatment Comments:

#### Distribution Type

##### Distribution Box 1

Label: **Distribution Box 1** Material Type: **Plastic** Accessible: **Yes**  
Box Opened: **Yes** Baffle Present: **Yes** Speed Levelers Present: **Yes**  
Watertight: **Yes** Functioning As Designed: **Yes**

General Distribution System Comments :

#### Secondary Treatment

##### Lateral Field1

Distribution Type: **Distribution Box** Material Type: **Leaching Chamber** Trench Width: **24**  
Lines: **4** Total Length of Absorption Line: **400** System Hydraulic Loaded: **Yes**  
Gallons Loaded: **250** Meets Setback to Well: **N/A** Well Type:  
Distance To Well (Ft.): Lateral Lines Probed: **Yes** Saturation or Ponding Present: **No**  
Grass Cover Present: **Yes** Lateral Lines Equal Length: **Yes** System Located on Owner Property: **No**  
Easement Present: **Yes** Functioning as Designed: **Yes**  
Comments: **I was told an easement was present, but did not see a physical copy.**

General Secondary Treatment Comments:

#### Narrative Report

TOT Inspection Report Overall Narrative Comments: **The system was working properly during the inspection.**



## TIME OF TRANSFER INSPECTION TOT# 8443 BEN BEDWELL CERT # 11612

Owner Name: William Brown

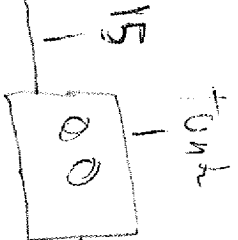
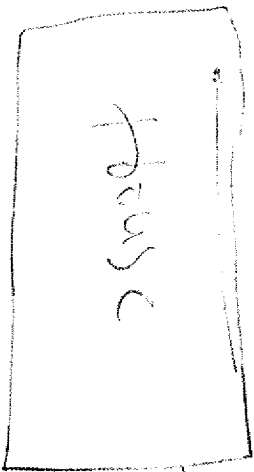
Address: 795 south street , Truro , IA 50257

County: Madison

Inspection Date: 12/15/2023

Submitted Date: 12/17/2023

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).



200'

D-BOX



Property  
Line