

**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 Herb and Jill Elliott Joint Revocable Trust dated October 24, 2024

Address <u>3335 228th Ln</u>	<u>Saint Charles</u>	<u>IA</u>	<u>50240</u>
<small>Number and Street or RR</small>	<small>City, Town or P.O.</small>	<small>State</small>	<small>Zip</small>

TRANSFeree:

Name Randy Marlin

Address <u>10207 NW Berry Rd</u>	<u>Kansas City</u>	<u>MO</u>	<u>64153</u>
<small>Number and Street or RR</small>	<small>City, Town or P.O.</small>	<small>State</small>	<small>Zip</small>

Address of Property Transferred:

<u>3335 228th Ln</u>	<u>Saint Charles</u>	<u>IA</u>	<u>50240</u>
<small>Number and Street or RR</small>	<small>City, Town or P.O.</small>	<small>State</small>	<small>Zip</small>

Legal Description of Property: (Attach if necessary)

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF

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 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. [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:

#1 There is a well but water lines are not running to
the house
#6 The Septic is located west of the house
and approx. 4 ft from the driveway.
South of

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

Signature: Heleu TV Telephone No.: 515-681-5319
(Transferor or Agent)

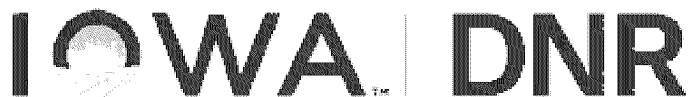
Exhibit A

The Southeast Quarter ($\frac{1}{4}$) of the Northwest Quarter ($\frac{1}{4}$); **AND** all that part of the Northeast Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$) lying and being North of former Chicago, Great Western Railroad Company right of way; **ALL IN** Section One (1), Township Seventy-five (75) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa; **EXCEPT** all that part of a tract located therein, containing 9.8107 acres, as shown in Farm Plat Record 1, Page 320, on January 31, 1985 in the Office of the Recorder of Madison County, Iowa; **AND EXCEPT** the East 40 feet of the South 1000 feet of said Northeast Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$).
from March 16, 1993 at 8:00 A.M. to November 4, 2025 at 8:00 A.M.

AND

Parcel "H" located in the Southeast Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$) of Section One (1), Township Seventy-five (75) North, Range Twenty-six (26) West of the 5th P.M., Madison County, Iowa, containing 0.22 acres, as shown in Plat of Survey filed in Book 2025, Page 817, on April 7, 2025 in the Office of the Recorder of Madison County, Iowa.

From Root of Title to November 4, 2025 at 8:00 A.M.



IOWA DEPARTMENT OF NATURAL RESOURCES

GOVERNOR KIM REYNOLDS
LT. GOVERNOR CHRIS COURNOYER

DIRECTOR KAYLA LYON

TIME OF TRANSFER INSPECTION TOT# 18529 MIKE HARKIN CERT # 9450

Site Information

Parcel Description: **500090162010000**

Address: **3335 228th lane, St. Charles, IA 50273**

County: **Madison**

Owner Information

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

Business Name:

Owner Name: **Herb Elliott**

Email Address:

Address: **3335 228th lane, St. Charles, IA 50273**

Phone No: **641-396-2610**

Additional Contact Information

Name	Email Address	Affiliate Type
Helen Turner	hturner@bhhsfirstrealty.com	Realtor

Site related information

No Of Bedrooms: **3**

Inspection Date: **11/04/2025**

Facility Type: **Residential**

Currently Occupied: **Yes**

Last Occupied:

System Installation Date: **06/10/1987**

Permit issued by County: **Yes**

Permit Number: **1170**

All plumbing fixtures enter septic system: **Yes**

County contacted for records: **Yes**

Property Information Comments:

Zip code is 50240 all plumbing fixtures appears to go into the septic system

Primary Treatment

Tank 1

Tank Name: **Tank 1**

Type: **Septic Tank**

Tank Size (Gal): **1000**

Tank Material: **Concrete**

Tank Corrosion Type: **Moderate**

Liquid Level Type: **Normal**

No. of Compartments: **2**

Pump Tank Chamber: **No**

Licensed Pumper Name: **Wiegert**

Date Pumped: **11/4/2025** Meets Setback to Well: **N/A** Well Type:
Distance To Well (Ft.): Is Accessible: **Yes** Lid Intact: **Yes**
Risers Intact: **Yes** Effluent Filter Present: Watertight: **Yes**
Tank/Vault Pumped: **Yes** Inlet Baffle Present: **No** Outlet Baffle Present: **No** Functioning as Designed: **Yes**
Tank Comments: **This is a older 1000 gallon septic tank,2 compartment cement septic tank was in working condition at time of inspection**

General Primary Treatment Comments:

Septic tank Was functioning as designed,at time of inspection

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 : **Plastic distribution box with speed levers, septic water was at the bottom of each speed levelers when open,all were taken septic water**

Secondary Treatment

Lateral Field1

Distribution Type: **Distribution Box** Material Type: **Gravelless Pipe** 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: **Yes**
Easement Present: **N/A** Functioning as Designed: **Yes**
Comments: **All laterals took water at time of inspection,no ponding on top of laterals**

General Secondary Treatment Comments: **Laterals were Functioning as designed at time of inspection**
This is not a guarantee for future operations

Narrative Report

TOT Inspection Report Overall Narrative Comments: **This is a older septic system,was functioning as designed at time of inspection,this is not a guarantee for future operations**

TIME OF TRANSFER INSPECTION TOT# 18529 MIKE HARKIN CERT # 9450

Owner Name: **Herb Elliott**

Address: **3335 228th lane , St. Charles , IA 50273**

County: **Madison**

Inspection Date: **11/04/2025**

Submitted Date: **11/6/2025**