



Document 2025 GW666

Book 2025 Page 666 Type 43 001 Pages 8

Date 3/21/2025 Time 1:08:03PM

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BRANDY MACUMBER, COUNTY RECORDER
MADISON COUNTY IOWA

CHEK

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 David J. Elgin and Gayle S. Elgin

Address <u>4710 Park Circle</u>	<u>West Des Moines</u>	<u>Iowa</u>	<u>50265</u>
<small>Number and Street or RR</small>	<small>City, Town or PO</small>	<small>State</small>	<small>Zip</small>

TRANSFeree:

Name Joshua D. Spencer and Jamie M. Spencer

Address <u>940 SE Bluegrass Circle</u>	<u>Waukee</u>	<u>Iowa</u>	<u>50263</u>
<small>Number and Street or RR</small>	<small>City, Town or PO</small>	<small>State</small>	<small>Zip</small>

Address of Property Transferred:

<u>1399 Hogback Bridge Rd</u>	<u>Earlham</u>	<u>Iowa</u>	<u>50072</u>
<small>Number and Street or RR</small>	<small>City, Town or PO</small>	<small>State</small>	<small>Zip</small>

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:

Well is north of the house. Good
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: Daniel J. Elgin Telephone No.: 515-707-7309
(Transferor or Agent)

LEGAL DESCRIPTION

All that part of the Southeast Quarter ($\frac{1}{4}$) of the Northeast Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$) lying West of the middle channel of the river, AND the East Half ($\frac{1}{2}$) of the Southeast Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$), AND all that part of the South Half ($\frac{1}{2}$) of the Northwest Quarter ($\frac{1}{4}$) of the Southeast Quarter ($\frac{1}{4}$) lying South and West of the middle channel of the river, AND all that part of the South Half ($\frac{1}{2}$) of the Southeast Quarter ($\frac{1}{4}$) lying South and West of the middle channel of the of the river, in Section Twenty-two (22), Township Seventy-seven (77) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa;

AND

All that part of the Southwest Quarter ($\frac{1}{4}$) of the Southwest Quarter ($\frac{1}{4}$) of Section Twenty-three (23), Township Seventy-seven (77) North, Range Twenty-eight (28) West of the 5th P.M., Madison County, Iowa, lying South of the middle channel of the river, EXCEPT all that part of Parcel "J" located therein, containing 7.08 acres, as shown in Plat of Survey filed in Book 2006, Page 5068, on December 6, 2006 in the Office of the Recorder of Madison County, Iowa;

AND

The North Half ($\frac{1}{2}$) of the Northeast Quarter ($\frac{1}{4}$) of Section Twenty-seven (27), Township Seventy-seven (77) North, Range Twenty-eight (28) West of the 5th P.M., EXCEPT Parcel "F" located in the Southeast Quarter ($\frac{1}{4}$) of the Northeast Quarter ($\frac{1}{4}$) of the Northeast Quarter ($\frac{1}{4}$) of said Section Twenty-seven (27), containing 10.01 acres, as shown in Plat of Survey filed in Book 2023, Page 1236, on June 2, 2023 in the Office of the Recorder of Madison County, Iowa.



IOWA DEPARTMENT OF NATURAL RESOURCES

GOVERNOR KIM REYNOLDS
LT. GOVERNOR CHRIS COURNOYER

DIRECTOR KAYLA LYON

TIME OF TRANSFER INSPECTION TOT# 13896 DUSTIN TROMBLAY CERT # 12293

Site Information

Parcel Description: **200032722002200**

Address: **1399 HOGBACK BRIDGE RD, Earlham, IA 50072** County: **Madison**

Owner Information

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

Business Name:

Owner Name: **David Elgin**

Email Address: **josh@superiorcontractorsiowa.com**

Address: **4710 PARK CIRCLE, Des Moines, IA 50265**

Phone No: **515-202-9190**

Site related information

No Of Bedrooms: **2** Inspection Date: **01/28/2025**

Facility Type: **Residential** Currently Occupied: **No**

Last Occupied: System Installation Date: **09/27/2007**

Permit issued by County: **Yes** Permit Number: **060-07**

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): 1500
Tank Material: Concrete	Tank Corrosion Type: None	Liquid Level Type: Normal
No. of Compartments: 2	Pump Tank Chamber: No	Licensed Pumper Name: River to River
Date Pumped: 1/28/2025	Meets Setback to Well: N/A	Well Type:
Distance To Well (Ft):	Is Accessible: Yes	Lid Intact: Yes
Risers Intact: Yes	Effluent Filter Present: Yes	Watertight: Yes
Tank/Vault Pumped: Yes	Inlet Baffle Present: Yes	Outlet Baffle Present: Yes
Tank Comments:		Functioning as Designed: Yes

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: **36**

Lines: **3**

Total Length of Absorption Line: **150**

System Hydraulic Loaded: **Yes**

Gallons Loaded: **300**

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:

General Secondary Treatment Comments:

Narrative Report

TOT Inspection Report Overall Narrative Comments: **All plumbing goes to OWTS at this time. Tank was pumped during inspection and is in good condition at this time being watertight with standing baffle wall, inlet and outlet baffles, effluent filter and no corrosion. Distribution box was dug up during inspection and is in good condition at this time being watertight with speed levelers. Laterals were probed to ensure distance and are in good condition with no septic surfacing and even distribution. System was load tested with 300 gal of water and is in good condition at this time.**

TIME OF TRANSFER INSPECTION TOT# 13896 DUSTIN TROMBLAY CERT # 12293

Owner Name: **David Elgin**

Address: **1399 HOGBACK BRIDGE RD , Earlham , IA 50072**

County: **Madison**

Inspection Date: **01/28/2025**

Submitted Date: **1/30/2025**

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).

Permit No 060-07
Date of Inspection: 9-27-07
Contractor: Huff & Son

Name: John Elgin
Inspected by: Jean Thompson

