

WELL DISCLOSURE STATEMENT

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1. Date 4-7-14
2. Page 1 of 3 pages: THE REQUIRED MAP IS
3. ATTACHED HERETO AND MADE A PART HEREOF.

4. Minnesota Statute 103I.235 requires that, before signing an agreement to sell or transfer real property, Seller must disclose information in writing to Buyer about the status and location of all known wells on the property. This requirement is satisfied by delivering to Buyer either a statement by Seller that Seller does not know of any wells on the property, or a disclosure statement indicating the legal description and county, and a map showing the location of each well. In the disclosure statement Seller must indicate, for each well, whether the well is in use, not in use or sealed.
9. Unless Buyer and Seller agree to the contrary in writing, before the closing of the sale, a Seller who fails to disclose the existence or known status of a well at the time of sale, and knew or had reason to know of the existence or known status of the well, is liable to Buyer for costs relating to sealing of the well and reasonable attorneys' fees for collection of costs from Seller, if the action is commenced within six years after the date Buyer closed the purchase of the real property where the well is located.
14. Legal requirements exist relating to various aspects of location and status of wells. Buyer is advised to contact the local unit(s) of government, state agency or qualified professional which regulates wells for further information about these issues.

17. Instructions for completion of this form are on the reverse side.

18. **PROPERTY DESCRIPTION:** Street Address: 18529 160th Street

19. Spring Valley 55975 Fillmore
(City) (Zip) (County)

20. **LEGAL DESCRIPTION:**

21. 22.16 Acres SW 1/4 & S 1/2 SE 1/4 SW 1/4

26. **WELL DISCLOSURE STATEMENT:**

27. (Check appropriate box.)

28. Seller certifies that Seller does not know of any wells on the above described real property.
 29. (If this option is checked, then skip to the last line and sign and date this Statement.)

30. Seller certifies that the following wells are located on the above described real property.

31.	MN Unique	Well	Year of	Well	IN USE	NOT IN	SEALED
32.	Well No.	Depth	Const.	Type		USE	
33.	Well 1	<u>87'</u>		<u>WATER</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
34.	Well 2				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
35.	Well 3				<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

36. **NOTE:** See definition of terms "IN USE," "NOT IN USE," and "SEALED" on lines 89-100. If a well is not in use, it must be sealed by a licensed well contractor or a well owner must obtain a maintenance permit from the Minnesota Department of Health and pay an annual maintenance fee. Maintenance permits are not transferable. If a well is operable and properly maintained, a maintenance permit is not required.

41. ORIGINAL COPY TO LISTING BROKER; COPIES TO SELLER, BUYER, SELLING BROKER.



WELL DISCLOSURE STATEMENT

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43. Property located at 18529 160th Street, Spring Valley, MN 55975

44. OTHER WELL INFORMATION:

45. Date well water last tested for contaminants: 2207 Test results attached? [X] Yes [] No

46. Comments:

47.

48.

49.

50.

51.

52.

53. Contaminated Well: Is there a well on the property containing contaminated water? [] Yes [X] No

54. SEALED WELL INFORMATION: For each well designated as sealed above, complete this section.

55. When was the well sealed?

56. Who sealed the well?

57. Was a Sealed Well Report filed with the Minnesota Department of Health? [] Yes [] No

58. MAP: Complete the attached MAP showing the location of each well on the real property.

59. This disclosure is not a warranty of any kind by Seller(s) or any licensee(s) representing or assisting any part(ies) in this transaction and is not a substitute for any inspections or warranties the party(ies) may wish to obtain.

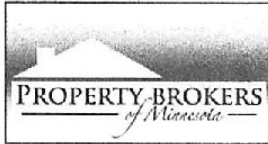
61. CERTIFICATION BY SELLER: I certify that the information provided above is accurate and complete to the best of my knowledge.

63. [Signature] 4/7/14 (Seller or Designated Representative) TIM WILLETTE (Date) [Signature] 4-7-14 (Seller or Designated Representative) AMBER WILLETTE (Date)

64. BUYER'S ACKNOWLEDGEMENT:

65. (Buyer) (Date) (Buyer) (Date)

66. ORIGINAL COPY TO LISTING BROKER; COPIES TO SELLER, BUYER, SELLING BROKER.



WELL DISCLOSURE STATEMENT

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68. **INSTRUCTIONS FOR COMPLETING THE WELL DISCLOSURE STATEMENT**

69. **DEFINITION:** A "well" means an excavation that is drilled, cored, bored, washed, driven, dug, jetted or otherwise
70. constructed if the excavation is intended for the location, diversion, artificial recharge or acquisition of groundwater.

71. **MINNESOTA UNIQUE WELL NUMBER:** All new wells constructed AFTER January 1, 1975, should have been
72. assigned a Minnesota unique well number by the person constructing the well. If the well was constructed after this
73. date, you should have the unique well number in your property records. If you are unable to locate your unique well
74. number and the well was constructed AFTER January 1, 1975, contact your well contractor. If no unique well number
75. is available, please indicate the depth and year of construction for each well.

76. **WELL TYPE:** Use one of the following terms to describe the well type.

77. **WATER WELL:** A water well is any type of well used to extract groundwater for private or public use. Examples
78. of water wells are: domestic wells, drive-point wells, dug wells, remedial wells and municipal wells.

79. **IRRIGATION WELL:** An irrigation well is a well used to irrigate agricultural lands. These are typically
80. large-diameter wells connected to a large pressure distribution system.

81. **MONITORING WELL:** A monitoring well is a well used to monitor groundwater contamination. The well is
82. typically used to access groundwater for the extraction of samples.

83. **DEWATERING WELL:** A dewatering well is a well used to lower groundwater levels to allow for construction
84. or use of underground spaces.

85. **INDUSTRIAL/COMMERCIAL WELL:** An industrial/commercial well is a nonpotable well used to extract
86. groundwater for any nonpotable use, including groundwater thermal exchange wells (heat pumps and heat
87. loops).

88. **WELL USE STATUS:** Indicate the use status of each well. CHECK ONLY ONE (1) BOX PER WELL.

89. **IN USE:** A well is "in use" if the well is operated on a daily, regular or seasonal basis. A well in use includes
90. a well that operates for the purpose of irrigation, fire protection or emergency pumping.

91. **NOT IN USE:** A well is "not in use" if the well does not meet the definition of "in use" above and has not been
92. sealed by a licensed well contractor.

93. **SEALED:** A well is "sealed" if a licensed contractor has completely filled a well by pumping grout material
94. throughout the entire bore hole after removal of any obstructions from the well. A well is "capped" if it has
95. a metal or plastic cap or cover which is threaded, bolted or welded into the top of the well to prevent entry
96. into the well. A "capped" well is not a "sealed" well.

97. If the well has been sealed by someone other than a licensed well contractor or a licensed well sealing
98. contractor, check the well status as "not in use."

99. If you have any questions, please contact the Minnesota Department of Health, Well Management Section,
100. at (651) 201-4587 (metropolitan Minneapolis–St. Paul) or 1-800-383-9808 (greater Minnesota).

101. **ORIGINAL COPY TO LISTING BROKER; COPIES TO SELLER, BUYER, SELLING BROKER.**

MN-WDS-3 (8/07)



Public Health Services
 Environmental Laboratory
 2100 Campus Drive SE
 Rochester, MN 55904-4722

Phone: (507) 285-6370
 Fax: (507) 287-1492

Lab Num: 2007-23-2450
 Unique Num:
 Recd. in Lab: 12/10/2007

WATER TEST REPORT

Well or Sampling Location		Township/Range/Section: 102 - 12 - 33 (FORESTVILLE)	
Name:	DON SMITH	Subdivision:	
Address:	18529 160 St Spring Valley, MN 55975	Lot Block:	-- -- Parcel: -- Other ID: R 28.0386.000
County:	Fillmore		

Well Information							
Ownership	Construction	Year Drilled	Well Depth	Depth of Casing	Casing Diameter	Well Location	Water Storage
Private	Cased Only	---	87	---	5	Outside	Pressure Tank

Lab Results			
Sample collected by J PHILIP SHELDON (PLUMBER) on 12/10/2007 at 07:35 am.			
Test Name	Results	Health Impacts Can Occur at These Levels	Testing Method & (Detection Level)
Coliform Bacteria	Not Present	1 Colonies/100 mL	DNPG/MUG (1 Colonies/100 mL)
E.coli Bacteria	Not Present	1 Colonies/100 mL	DNPG/MUG (1 Colonies/100 mL)
Key: cfu(s) = Colony Forming Unit(s) N.D. = Not Detected mg/L = Milligrams per Liter (or ppm) ug/L = Micrograms per Liter (or ppb)			

Lab Results Interpretation

▼ **BACTERIA:**
 This sample was free of coliform bacteria.
RECOMMENDATION: Re-test your water annually (during different seasons), or if the water system has been opened for repairs or additions.

Please contact the office shown on top of page if you have questions or comments.

Marja Wellman
 Laboratory Analyst

12/11/2007
 Report Date

MDH Lab Certification #: 027-109-399



SUBSURFACE SEWAGE TREATMENT SYSTEM DISCLOSURE STATEMENT

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1. Date 4-7-14
2. Page 1 of _____ pages: THE REQUIRED MAP IS
3. ATTACHED HERETO AND MADE A PART HEREOF

4. Property located at 18529 160th Street in the City of Spring Valley
5. County of Fillmore State of Minnesota, legally described as follows or on
6. attached sheet (the "Property") 22.16 Acres SW 1/4 & S 1/2 SE 1/4 SW 1/4

7. _____
8. This disclosure is not a warranty of any kind by Seller(s) or any licensee(s) representing or assisting any party(ies) in
9. this transaction, and is not a substitute for any inspections or warranties the party(ies) may wish to obtain.

10. **BUYER(S) AND SELLER(S) MAY WISH TO OBTAIN PROFESSIONAL ADVICE AND/OR INSPECTIONS OF THE**
11. **SUBSURFACE SEWAGE TREATMENT SYSTEM AND TO PROVIDE FOR APPROPRIATE PROVISIONS IN A**
12. **CONTRACT BETWEEN BUYER(S) AND SELLER(S) WITH RESPECT TO ANY ADVICE/INSPECTION/DEFECTS.**

13. **SELLER'S INFORMATION:** The following Seller disclosure satisfies MN Statutes Chapter 115.55. Seller discloses
14. the following information with the knowledge that even though this is not a warranty, prospective Buyers may rely on
15. this information in deciding whether and on what terms to purchase the Property. The Seller(s) authorizes any
16. licensee(s) representing or assisting any party(ies) in this transaction to provide a copy of this statement to any person
17. or entity in connection with any actual or anticipated sale of the Property.

18. Unless Buyer and Seller agree to the contrary in writing before the closing of the sale, a Seller who fails to disclose
19. the existence or known status of a subsurface sewage treatment system at the time of sale, and who knew or had
20. reason to know of the existence or known status of the system, is liable to Buyer for costs relating to bringing the
21. system into compliance with subsurface sewage treatment system rules and for reasonable attorney fees for collection
22. of costs from Seller. An action under this subdivision must be commenced within two years after the date on which
23. Buyer closed the purchase of the real property where the system is located.

24. Legal requirements exist relating to various aspects of location and status of subsurface sewage treatment systems.
25. Buyer is advised to contact the local unit(s) of government, state agency or qualified professional which regulates
26. subsurface sewage treatment systems for further information about these issues.

27. The following are representations made by Seller(s) to the extent of Seller(s) actual knowledge. This information is a
28. disclosure and is not intended to be part of any contract between Buyer and Seller.

29. SUBSURFACE SEWAGE TREATMENT SYSTEM DISCLOSURE:

30. (Check the appropriate box.)

31. Seller certifies that Seller does not know of any subsurface sewage treatment system on or serving the above-
32. described real property. (If this option is checked, then skip to the last line and sign and date this Statement.)

33. Seller certifies that the following subsurface sewage treatment system is on or serving the above-described
34. Property.

35. Is the subsurface sewage treatment system(s) currently in use? Yes No

36. TYPE: (Check appropriate box(es) and indicate location on attached MAP.)

37. Septic Tank: with drain field with mound system seepage tank with open end

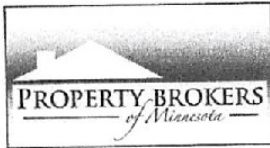
38. Is this system a straight-pipe system? Yes No Unknown

39. Sealed System (holding tank)

40. Other (Describe): _____

41. **NOTE: If any water use appliance, bedroom or bathroom has been added to the Property, the system may**
42. **no longer comply with applicable sewage treatment system laws and rules.**

43. **ORIGINAL COPY TO LISTING BROKER; COPIES TO SELLER, BUYER, SELLING BROKER.**



SUBSURFACE SEWAGE TREATMENT SYSTEM DISCLOSURE STATEMENT

44. Page 2

Spring Valley MN 55975

- 45. Property located at 18529 160th Street
- 46. Seller or transferor shall disclose to Buyer or transferee what Seller or transferor has knowledge of relative to the
- 47. compliance status of the subsurface sewage treatment system.
- 48.
- 49.
- 50. Any previous inspection report in Seller's possession must be attached to this Disclosure Statement.
- 51. When was the subsurface sewage treatment system installed? 2008
- 52. Installer Name/Phone STS PLUMBING
- 53. Where is tank located? NW corner of house
- 54. What is tank size? 1,000 gallon
- 55. When was tank last pumped? June 2011
- 56. How often is tank pumped? Once every 3 years
- 57. Where is the drain field located? west of house
- 58. What is the drain field size? _____
- 59. Describe work performed to the subsurface sewage treatment system since you have owned the Property.
- 60. only having it pumped every 3 years
- 61.
- 62. Date work performed/by whom: American Septic Pumping
- 63. _____
- 64. Is subsurface sewage treatment system entirely within Property boundary lines, including set back
- 65. requirements? yes Is the system shared? no How many units on system? _____ Annual Fee? _____
- 66. Comments: _____
- 67. _____
- 68. On this Property: _____
- 69. _____
- 70. Approximate number of:
- 71. people using the subsurface sewage treatment system 2
- 72. showers/baths taken per week 14
- 73. wash loads per week 9
- 74. Distance between well and subsurface sewage treatment system? over 150'
- 75. Have you received any notices from any government agencies relating to the subsurface sewage treatment system?
- 76. (If "Yes", see attached notice.) Yes No
- 77. Are there any known defects in the subsurface sewage treatment system? Yes No
- 78. If "Yes", please explain:
- 79.
- 80.
- 81. **ORIGINAL COPY TO LISTING BROKER; COPIES TO SELLER, BUYER, SELLING BROKER.**



SUBSURFACE SEWAGE TREATMENT SYSTEM DISCLOSURE STATEMENT

83. Property located at 18529 160th Street Spring Valley MN 55975

84. **SELLER'S STATEMENT:**

85. *(To be signed at time of listing.)*

86. I/We, Seller(s) of the Property acknowledge the above subsurface sewage treatment system disclosure and MAP
87. and authorize listing broker to disclose this information to prospective buyers.

88. *Tim Willette* 4-7-14 *Amber Willette* 4-7-14
(Seller) **TIM WILLETTE** (Date) (Seller) **AMBER WILLETTE** (Date)

89. **BUYER'S ACKNOWLEDGMENT:**

90. *(To be signed at time of purchase agreement.)*

91. I/We, the Buyer(s) of the Property acknowledge receipt of this Subsurface Sewage Treatment System Disclosure
92. Statement and MAP and agree that no representation regarding the condition of the subsurface sewage treatment
93. system have been made, other than those made above.

94. **LISTING BROKER AND LICENSEES MAKE NO REPRESENTATIONS AND ARE NOT RESPONSIBLE FOR ANY**
95. **CONDITIONS EXISTING IN THE SUBSURFACE SEWAGE TREATMENT SYSTEM.**

96. _____
(Buyer) (Date) (Buyer) (Date)

97. **SELLER'S ACKNOWLEDGMENT:**

98. *(To be signed at time of purchase agreement.)*

99. AS OF THE DATE OF THE ACCEPTANCE OF THE PURCHASE AGREEMENT, I/We, the Seller(s) of the above
100. Property, agree that the condition of the subsurface sewage treatment system is the same as noted above, except for
101. changes as indicated below which have been signed and dated.

102.

103.

104.

105.

106.

107.

108.

109.

110.

111.

112.

113.

114. _____
(Seller) **TIM WILLETTE** (Date) (Seller) **AMBER WILLETTE** (Date)

115. **ORIGINAL COPY TO LISTING BROKER; COPIES TO SELLER, BUYER, SELLING BROKER.**

CERTIFICATE OF COMPLIANCE
ON SITE SEWAGE TREATMENT SYSTEM

PREPARED AND ISSUED THIS 29 DAY OF July, 2008 to
Timothy Willette of 18529 160th Street, Spring Valley, Minnesota 55975
as owner of Parcel # 280386000 legally described as SE/SW
Section 33 Fillmore County.

This certificate is issued to indicate that the onsite sewage treatment system as installed on the above described property meets or exceeds the provisions of State Statute 7080 and the Fillmore County Zoning Ordinance. This certificate does not in any way guarantee that the system will function properly for any length of time but is only to certify that the present system is in compliance with Minnesota State and Fillmore County rules.



Fillmore County Zoning Administrator

Fillmore County Onsite Sewer Permit

This permit is hereby issued and must be implemented based on the following data.

IN CONSIDERATION OF the statements and representations made by this applicant whose name and address is affixed to this permit and who has filed in this office an application which is made a part thereof, PERMISSION IS HEREBY GRANTED to this applicant as owner or to the person to whom it is granted, and his contractors, agents, workmen, and employees to perform the task as indicated on this permit. This task will be done at the location described hereon and it will be done in accordance with all data placed on the application plus any other regulations or requirements found in the Fillmore County Zoning Ordinance or in the Statutes of the State of Minnesota. This permit does not cover the use of public property, such as streets, sidewalks, alleys, etc. for which special permission must be secured. Construction must meet all setback requirements for all districts and construction must be started within one year and be completed within 2 years of the date this permit is issued. This permit is good only for the project described in the application and on this permit and any further work done in addition to the described project or any change will require a new permit.

Permit #:	SEW-2008-055	Size Septic Tank:	1000
Parcel #:	28.0386.000	# Bedrooms:	3
Applicant Name:	Timothy	Soil Sizing Factor:	0.83
Applicant Last Name:	Willette	Total SqFt (Drainfield):	380
Applicant Address:	18529 160th Street	Linear Feet:	0
Applicant City:	Spring Valley	Installer:	STS Plumbing & Heating LLC
Applicant State:	MN	New or Replacement:	Replacement
Applicant Zip:	55975	Residential or Other:	Residential
Legal Description:	SE/SW	Type Of System:	Standard
Section:	33	Type:	I
Township/City/Name:	Forestville Township	Depth To Restricted Layer:	1
Date:	7/29/2008	Number Of Laterals:	0
		Type Of Laterals:	Mound System
		Number Of Drop Boxes:	0
		Estimated Flow:	450
		# of Existing Tanks:	1
		# of New Tanks:	1

Given under the hand of the Fillmore County Zoning Administrator this 29th day of

July 20 08.

Norman L. Craig

Fillmore County Zoning Administrator

