

**MCLEOD COUNTY**

**PROPERTY TRANSFER AGREEMENT FORM**

**Environmental Services Department**  
830 11<sup>TH</sup> Street East, Suite 113, Glencoe, MN 55336  
Telephone: (320) 864-1259, Fax: (320) 864-3410

**AGREEMENT CONCERNING COMPLIANCE INSPECTIONS AND/OR  
UPGRADE REQUIREMENTS OF A SUBSURFACE SEWAGE TREATMENT  
SYSTEM PRIOR TO TRANSFER OWNERSHIP OF PROPERTY**

**WHEREAS**, \_\_\_\_\_, hereinafter “Seller”,  
whether one or more, is transferring to \_\_\_\_\_, hereinafter  
“Buyer”, whether one or more, the follow described property located in the County of  
McLeod, State of Minnesota:

, and

**WHEREAS**, in conformance with the McLeod County Subsurface Sewage  
Treatment System Ordinance; Article VIII Section 2.04; a compliance inspection shall be  
conducted or a valid Certificate of Compliance or Notice of Noncompliance shall be  
presented at the time of closing to transfer ownership of property in McLeod County, and

**WHEREAS**, in conformance with the McLeod County Subsurface Sewage  
Treatment System Ordinance; Article VIII Section 2.04 Sale or Transfer of Property; in  
the event that a compliance inspection cannot be completed due to ground conditions  
between November 1<sup>st</sup> and April 30<sup>th</sup> the transfer of ownership of property in McLeod  
County may occur if both parties have signed an agreement stating who will be  
responsible for the compliance inspection and who will be responsible for the  
replacement or upgrade if a Notice of Noncompliance is issued.

**WHEREAS**, in conformance with the McLeod County Subsurface Sewage  
Treatment System Ordinance; Article VIII Section 2.04 Sale or Transfer of Property; in  
the event that a compliance inspection indicated an Subsurface Sewage Treatment  
System is not in compliance and Notice of Noncompliance is issued the transfer of  
property in McLeod County may occur if both parties have signed an agreement stating  
who is responsible for the replacement or upgrade of the system within the required time  
frames in McLeod County Subsurface Sewage Treatment System Ordinance; Article IV  
General Requirements.

**NOW, THEREFORE, IN CONSIDERATION OF THE TRANSFER OF SAID PROPERTY IT IS AGREED AS FOLLOWS:**

1. That **“Seller” or “Buyer” (must circle one)** shall be responsible for having the Subsurface Sewage Treatment System, on the property described herein, having a compliance inspection completed by **June 1<sup>st</sup>** following the closing date. (This is used if property transfer occurs between November 1<sup>st</sup> and April 30<sup>th</sup>.)
2. If as a result of said compliance inspection it is that a Notice of Noncompliance is issued then **“Seller” or “Buyer” (must circle one)** will be responsible for replacement or upgrade of the Subsurface Sewage Treatment System so that it complies with the requirements of said Ordinance and a Certificate of Compliance can be issued.

*Both parties understand that in the event the Subsurface Sewage Treatment System is not upgraded within the time frames outlined in McLeod County Subsurface Sewage Treatment System Ordinance; Article IV General Requirements; allowing a Certificated of Compliance to be issued, the Ordinance referred to herein may be enforced in accordance with the McLeod County Subsurface Sewage Treatment System Ordinance; Article III General Provisions Sec 3.0 Administration; and Article IX Enforcement.*

**The parties hereto have signed this agreement.**

\_\_\_\_\_  
Seller Signature

\_\_\_\_\_  
Seller Signature

\_\_\_\_\_  
Buyer Signature

\_\_\_\_\_  
Buyer Signature

**STATE OF MINNESOTA**

COUNTY OF \_\_\_\_\_

This instrument was acknowledged before me on this \_\_\_\_day of \_\_\_\_\_, 20\_\_\_\_  
by:

\_\_\_\_\_  
Seller (Please Print or Type)

\_\_\_\_\_  
Seller (Please Print or Type)

\_\_\_\_\_  
(Signature of notarial officer)

(Notarial Seal)

My Commission Expires: \_\_\_\_\_

**STATE OF MINNESOTA**

COUNTY OF \_\_\_\_\_

This instrument was acknowledged before me on this \_\_\_\_day of \_\_\_\_\_, 20\_\_\_\_  
by:

\_\_\_\_\_  
Buyer (Please Print or Type)

\_\_\_\_\_  
Buyer (Please Print or Type)

\_\_\_\_\_  
(Signature of notarial officer)

(Notarial Seal)

My Commission Expires: \_\_\_\_\_