

WELL DISCLOSURE

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1 **DATE:** _____

2 Street Address: _____

3 City: _____ State: _____ Zip Code: _____ County: _____

4 This disclosure is not a warranty of any kind by Seller(s) or any Broker(s) or Agent(s) representing or assisting
5 any party(s) in this transaction and is not a substitute for any inspections or warranties the party(s) may wish
6 to obtain.

7 **LOCATION MAP:** ☐ IS ATTACHED ☐ IS NOT ATTACHED

8 **WELL TYPE:** Use one of the following terms to describe the well type on page 2.

- 9 • **WATER WELL:** A well is any type of well used to extract groundwater for private or public use.
10 Examples of water wells are: domestic wells, drive-point wells, dug wells, remedial wells and
11 municipal wells.
- 12 • **IRRIGATION WELL:** An irrigation well is a well that is used to irrigate agricultural lands. These
13 are typically large diameter wells connected to a large pressure distribution system.
- 14 • **MONITORING WELL:** A monitoring well is a well used to monitor groundwater contamination.
15 The well is typically used to access groundwater for the extraction of samples.
- 16 • **DEWATERING WELL:** A dewatering well is a well used to lower groundwater levels to allow for
17 construction or use of underground spaces.
- 18 • **INDUSTRIAL/COMMERCIAL WELL:** An industrial/commercial well is a nonpotable well used to
19 extract groundwater for any nonpotable use, including groundwater thermal exchange wells (heat
20 pumps and heat leaps).

21 **WELL USE STATUS:** Use one of the following terms to describe the use status of each well on page 2.

- 22 • **IN USE:** A well is In Use if the well is operated on a daily, regular or seasonal basis. A well In
23 Use includes a well that operates for the purpose of irrigation, fire protection or emergency
24 pumping.
- 25 • **NOT IN USE:** A well is Not in Use if the well does not meet the definition of In Use above and has
26 not been sealed by a licensed well contractor.
- 27 • **SEALED:** A well is Sealed if a licensed contractor has completely filled a well by pumping grout
28 material throughout the entire bore hole after removal of any obstructions from the well. A well
29 is Capped if it has a metal or plastic cap or cover which is threaded, bolted or welded into the top
30 of the well to prevent entry into the well. A Capped well is not a Sealed well.
31 If the well has been sealed by someone other than a licensed contractor or a licensed well sealing
32 contractor, check the well status as Not in Use.

33 If you have questions, please contact the North Dakota Department of Environmental Quality, Division of
34 Water Quality, at 701-328-5210.

35 Are you in possession of test results? ☐ If Yes, see attached ☐ No

36 Is there a well on the Property containing contaminated water? ☐ Yes ☐ No ☐ Unknown

Buyer(s) Initials _____

Seller(s) Initials _____

37 **ADDRESS:** _____

38 **THE FOLLOWING WELLS ARE LOCATED ON THE ABOVE-DESCRIBED REAL PROPERTY:**

| 39 | Well No. (If Applicable) | Well Depth | Year of Const. | Well Type | IN USE | NOT IN USE | SEALED | DATE LAST TESTED |
|----|-----------------------------|---------------|-------------------|--------------|--------------------------|--------------------------|--------------------------|---------------------|
| 41 | Well 1 _____ | _____ | _____ | _____ | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| 42 | Well 2 _____ | _____ | _____ | _____ | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | _____ |
| 43 | Well 3 _____ | _____ | _____ | _____ | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | _____ |

44 **OTHER WELL INFORMATION:**

45 Comments: _____

46 _____

47 _____

48 **SEALED WELL INFORMATION:** For each well designated as sealed, complete this section.

49 When was the well sealed? _____

50 Who sealed the well? _____

51 **SELLER'S STATEMENT: (TO BE SIGNED AT THE TIME OF LISTING)**

52 Seller(s) hereby states the condition of the Property to be as stated above and authorizes any Broker(s) and
53 Agent(s) representing any parties in this transaction to provide a copy of this Statement to any person or
54 entity in connection with any actual or anticipated sale of the Property. Seller(s) hereby acknowledges that
55 the information provided in this document is true and accurate to the best of the Seller's knowledge as of the
56 date listed below. If any of the information becomes inaccurate after it is delivered to the Buyer(s) and before
57 closing, the Seller(s) shall notify Buyer(s) and Broker(s)/ Agent(s) representing any party to the transaction in
58 writing of such change.

59 _____
60 Seller Signature Date Seller Signature Date

61 **BUYER'S ACKNOWLEDGEMENT OF RECEIPT: (TO BE SIGNED AT TIME OF PURCHASE AGREEMENT)**

62 Buyer(s) acknowledges receipt of this Seller's Disclosure. Buyer(s) acknowledges that Broker(s) and Agent(s)
63 representing the sale of this Property have not made statements concerning the condition of the Property other
64 than those listed in this Seller's Disclosure. Buyer(s) acknowledges that Buyer(s) has been advised to verify
65 the information listed in this Statement independently. **Buyer(s) acknowledges and understands that**
66 **this document is not intended to be a warranty or any kind or a substitute for any inspections of**
67 **the Property Buyer(s) may wish to obtain.**

68 _____
69 Buyer Signature Date Buyer Signature Date