

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:

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

44 Is the Property served by a well that is not located on the Property (shared well)? ☐ Yes ☐ No ☐ Unknown
45 If "Shared": _____

46 How many properties are served by the shared well? _____

47 Who manages the shared well? _____

48 Is there an existing Shared Well Agreement? ☐ Yes If Yes, see attached ☐ No

49 Is there an annual maintenance fee? ☐ Yes If Yes, Amount _____ Frequency _____ ☐ No

50 OTHER WELL INFORMATION:

51 Comments: _____

52 _____

53 _____

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

55 When was the well sealed? _____

56 Who sealed the well? _____

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

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

65 _____	_____	_____	_____
66 Seller Signature	Date	Seller Signature	Date

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

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

74 _____	_____	_____	_____
75 Buyer Signature	Date	Buyer Signature	Date