

## REAL ESTATE CONDITION REPORT

DISCLAIMER

(1-4 Dwelling Units)

# (FARM)

THIS CONDITION REPORT CONCERNS THE REAL PROPERTY LOCATED AT N7722 Toppe Rd.

(CITY)(VILLAGE)(TOWN) OF Waterloo, COUNTY OF Jefferson, STATE OF WISCONSIN. THIS REPORT IS A DISCLOSURE OF THE CONDITION OF THAT PROPERTY IN COMPLIANCE WITH SECTION 709.02 OF THE WISCONSIN STATUTES AS OF (MONTH), (G. (DAY), 2016 (YEAR). IT IS NOT A WARRANTY OF ANY KIND BY THE OWNER OR ANY AGENTS REPRESENTING ANY PRINCIPAL IN THIS TRANSACTION AND IS NOT A SUBSTITUTE FOR ANY INSPECTIONS OR WARRANTIES THAT THE PRINCIPALS MAY WISH TO OBTAIN.

NOTE: This Real Estate Condition Report form is intended for farm or other land which also has 1-4 Dwelling Unit(s) on the property. Information in boldface type is that required under Wis. Stat. § 709.03. The other information is supplemental. Additional disclosures may be separately required for various issues referenced herein if required pursuant to other statutory requirements.

A PROSPECTIVE BUYER WHO DOES NOT RECEIVE A FULLY COMPLETED COPY OF THE REQUIRED REPORT ITEMS WITHIN 10 DAYS AFTER ACCEPTANCE OF THE CONTRACT OF SALE OR OPTION CONTRACT FOR THE ABOVE-DESCRIBED REAL PROPERTY SHALL HAVE A RIGHT TO RESCIND THAT CONTRACT (SEE WIS. STATS. SECTION 709.02), PROVIDED OWNER IS SUBJECT TO WISCONSIN STATUTES CHAPTER 709. **OWNER'S INFORMATION** 

In this form, "am aware" means to have notice or knowledge. In this form, "defect" means a condition that would have a significant adverse effect on the value of the property; that would significantly impair the health or safety of future occupants of the property; or that if not repaired, removed or replaced would significantly shorten or adversely affect the expected normal life of the premises.

The owner discloses the following information with the knowledge that, even though this is not a warranty, prospective Buyers may rely on this information in deciding whether and on what terms to purchase the property. The owner hereby authorizes any agent representing any principal in this transaction to provide a copy of this statement, and to disclose any information in the statement, to any person in connection with any actual or anticipated sale of the property.

The owner represents that to the best of his or her knowledge the responses to the following statements have been accurately noted as "Yes", "No", or "Not Applicable" to the property being sold. If the owner responds to any statement with "Yes", the owner shall provide, in the additional information area of this form, an explanation of the reason why the response to the statement is "Yes".

If the transfer is of a condominium unit, the property to which this form applies is the condominium unit, the common elements of the condominium and any limited common elements that may be used only by the owner of the condominium unit being transferred.

PROPERTY CONDITION STATEMENTS: THE NON-BOLDED LISTS OF POSSIBLE TYPES OF DEFECTS INCLUDED IN OR FOLLOWING EACH BOLDFACE STATEMENT BELOW ARE INTENDED AS EXAMPLES ONLY AND ARE NOT THE ONLY CONDITIONS OR DEFECTS WHICH MIGHT PROPERLY BE DISCLOSED RESPONSE TO EACH RESPECTIVE STATEMENT. - NOTE: RESPONSES ABOUT THE PROPERTY SHOULD INCLUDE REFERENCE TO LAND, DWELLINGS, BARNS, OUTBUILDINGS, AND ANY OTHER REAL OR PERSONAL PROERTY THAT IS INCLUDED.

1. I am aware of defects in the roof. Roof defects might include, but are not limited to, leakage, improper design, damage from ice build-up, or significant problems with gutters or eaves, or significant weather damage. Explain	ē
2. I am aware of defects in the electrical system. Electrical defects might include, but are not limited to, electrical wiring not in compliance with applicable code, or defects in an attached antenna and cables, satellite dish, security system, doorbells or intercom, and certain types of breaker boxes. Explain	610
3. I am aware of defects in part of the plumbing system (including the water heater, water softener and swimming pool) that is included in the sale. Other plumbing system defects might include, but are not limited to, excessive or insufficient water pressure; or leaks or other defects in pipes, toilets, interior or exterior faucets, bath tubs, showers, or any sprinkler system. Explain	₽D
4. I am aware of defects in the heating and air conditioning system (including the air filters and humidifiers). Other heating and air conditioning defects might include, but are not limited to, defects in supplemental heaters, ventilating fans or fixtures, or solar collectors. Explain	e d
5. I am aware of defects in the well, including unsafe well water. These may include, but not limited to, an unused or abandoned well not closed in conformance with state regulations, a well not constructed pursuant to state standards or local code, or contaminants in the water, such as coliform, radon, radium, lead, nitrates, atrazine, arsenic, or other hazardous substances. Explain	9 D
6. I am aware that this property is served by a joint well. Explain	ΡD
7. I am aware of defects in the septic system or other sanitary disposal system. These may include, but not limited to, back- ups in toilets or basement; exterior ponding, overflows or back-ups; or defective or missing baffles, or drainage field sited over lot line. Explain	0 0
8. I am aware of underground or aboveground fuel storage tanks on the property (If "yes," the owner, by law, may have to register the tanks with the Wisconsin Department of Agriculture, Trade and Consumer Protection at P.O. Box 8911, Madison, Wisconsin, 53708, whether the tanks are in use or not. Regulations of the Wisconsin Department of Agriculture, Trade and Consumer Protection may require the closure or removal of unused tanks.	9 D

(STREET ADDRESS) IN THE

YES

NO N/A

9. I am aware of an "LP" tank on the property. (If "yes",	specify in the additional information space whether the owner of
the property either owns or leases the tank.) Explain Lagse Tsink Troom Landman	to the set
Explain Lagse Ignk trom Landman	NC CO-OP

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9m. I am aware that a dam is totally or partially located on the property or that an ownership in a dam that is not located on the property will be transferred with the property because it is owned collectively by members of a homeowners association, lake district, or similar group. (If "yes," contact the Wisconsin Department of Natural Resources to find out if dam transfer requirements or agency orders apply.)

10. I am aware of defects in the basement or foundation (including cracks, seepage and bulges). Other basement defects might include, but are not limited to, flooding, extreme dampness or wet walls, or defects in drain tiling or sump pumps. Explain

### 11. I am aware that the property is located in a floodplain, wetland or shoreland zoning area. Explain Small a mount of Land North fide of Property for DNR

12. I am aware of defects in the structure of the property. Structural defects with respect to the residence or other improvements might include, but are not limited to, movement, shifting or deterioration in walls or foundation; major cracks or flaws in interior or exterior walls, siding, partitions or foundation; wood rot; or significant problems with driveways, sidewalks, patios, decks, fences, waterfront piers or walls, windows, doors, floors, ceilings, stairways or insulation. Explain

13. I am aware of defects in mechanical equipment included in the sale either as fixtures or personal property. In addition to heating, ventilation, and air conditioning (HVAC) equipment defects, mechanical equipment defects might include, but are not limited to, defects in any stove, oven, hood fan, microwave, dishwasher, refrigerator, freezer, washer, dryer, trash compactor, garbage disposal, central vacuum, garage door opener, or incinerator which is included in the sale. Explain

14.	I am	aware	of boundar	y or lot line	disputes,	encroachmen	ts or encu	Imbrances	(includin	g a joint drive	way).	Such items
migh	t also	include	, but are not	limited to, er	ncroachme	nt of the septic	system on	to adjacent	property, i	fence encroach	ments,	or adverse
posse	essior	n claims										
Expla	lin											

15. I am aware of a defect caused by unsafe concentrations of, or unsafe conditions relating to, radon, radium in water supplies, lead in paint, lead in soil, lead in water supplies or plumbing system, or other potentially hazardous or toxic substances on the property. Explain

16. I am aware of the presence of asbestos or asbestos-containing materials on the premises. Explain

17. I am aware of a defect caused by unsafe concentrations of, unsafe conditions relating to, or the storage of hazardous or toxic substances on neighboring properties. Such defects might include, but are not limited to, environmental hazards resulting from an adjacent or nearby dump, gas station, or commercial/industrial business which improperly uses/handles toxic substances. Explain

I am aware of current or previous animal, insect, termite, powder-post beetle or carpenter ant infestations.

19. I am aware of defects in a woodburning stove or fireplace or of defects caused by a fire in a stove or fireplace or elsewhere on the property. Such defects might include, but are not limited to, defects in the chimney, fireplace flue, inserts or other installed fireplace equipment; or woodburning stoves or furnaces not installed pursuant to code. Explain

20. I am aware either that remodeling affecting the property's structure or mechanical systems was done or that additions to this property were made during my period of ownership without the required permits. Explain

21. I am aware of federal, state or local regulations requiring repairs, alterations or corrections of an existing condition. This might include, but not be limited to, orders to correct building code violations. Explain

22. I have received notice of property tax increases, other than normal annual increases, or am aware of a pending property reassessment. Abnormal property tax increases might include, but are not limited to, area assessments or other reassessments. Explain

23. I am aware of remodeling that may increase the property's assessed value was done. Explain\_\_\_\_\_

24. I am aware of proposed or pending special assessments. Such assessments might be for planned public improvements such as, but not limited to, sidewalks, streets, curb and gutter, sewer or water mains or laterals, terrace trees, or lake improvements such as dredging. Explain

24m. I am aware that the property is located within a special purpose district, such as a drainage district, lake district or sanitary district, that has the authority to impose assessments against the real property located within the district. Explain Not aware of one

25. I am aware of the proposed construction of a public project that may affect the use of the property. Explain\_\_\_\_\_

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26. I am aware of subdivision homeowners' associations, common areas co-owned with others, zoning violations or nonconforming uses, right-of-ways, easements or another use of a part of the property by nonowners, other than recorded utility easements, or any land division involving the property for which required state or local permits had not been obtained. Explain	YES	Ď	
26m. I am aware that the property is subject to a mitigation plan required under administrative rules of the Department of Natural Resources related to county shoreland zoning ordinances, which obligates the owner of the property to establish or maintain certain measures related to shoreland conditions and which is enforceable by the county. Explain		Ø	
27. I am aware of other defects affecting the property. Other defects might include, but are not limited to, diseased or dying trees or shrubs; animal or insect infestation; drainage easement or grading problems; substantial pet damage; excessive sliding, settling, earth movements, upheavals or other soil problems; environmental problems or nuisances affecting the property such as noise, smoke or odor; water diversion off adjacent property; deed restriction violations; lack of legal access, or any other defect or material condition. Explain		Ø	
ADDITIONAL INFORMATION 28. I am aware that a structure on the property is designated as a historic building or that part of the property is in a historic district. Explain	<b>—</b> ,	Ð	
29. I am aware that all or part of the land being sold has been assessed as agricultural land under Wis. Stat.§70.32 (2r) (use-value assessment); or I am aware that the land or owner/seller has been assessed a conversion charge under Wis. Stat.§74.485(2); or I am aware that payment of a conversion charge has been deferred under Wis. Stat.§74.485(4). (If "Yes" explain).(See disclosure requirement under Wis. Stat.§74.485(7))(See Wisconsin Department of Revenue or visit <a href="http://www.revenue.wi.gov/">http://www.revenue.wi.gov/</a> for information). Explain	Ø		
30. I am aware of high voltage electric (100 KV or greater) or steel natural gas transmission lines located on but not directly serving the property. ExplainATCinstabled_ Power lines on Newcrike Rd	9		
31. I am aware of a pier attached to the property that is not in compliance with state or local pier regulations. (See, http://dnr.wi.gov/.) Explain		2	
32. I am aware that all, or part, of the property is subject to or enrolled in, or in violation of, a Farmland Preservation Agreement (or is in a farmland preservation zoning district), Forest Crop Law, Managed Forest Law (See disclosure requirement under Wis. Stat., §710.12 for Managed Forest Law), the Conservation Reserve Program, or a comparable land use program. (If "Yes," explain). Explain		2	
33. I am aware of the presence of unsafe levels of mold, or am aware of water or moisture intrusions or other conditions, such as leaks in the roof, basement, windows or plumbing system, or overflow from sinks, bathtubs, or sewers, that might initiate the growth of unsafe levels of mold. Explain		9	
34. I am aware that the property is encumbered by a currently valid right of first refusal or option granted to the following named individual(s) or parties: Explain		2	
35. I am aware of impact fees assessed against the property. (If "Yes", explain:)		Q	
36. I am aware of violations of, or noncompliance with, applicable fence laws, or that the property is subject to partition fences required by State statute (Wis. Stats. Ch. 90). Explain		5	
37. I am aware of flooding, standing water, drainage problems or other water or run-off problems on or affecting the property. Explain		V	
38. I am aware of a violation of environmental laws, regulations, rules, or agreements regulating the condition or use of the property. Explain		Y	
39. I am aware of conditions constituting a significant health or safety hazard for occupants of the property. Explain		9	
40. I am aware of a cistern or septic tank on the property. Explain One on Farm and Spric on house	P		
41. I am aware of a percolation test or soil test indicating that the property, or a portion of the property, cannot sustain a septic system or private sanitary sewer system. Explain		ď	
42. I am aware of Brownfields (abandoned, idled or under-used land which may be subject to environmental contamination) or other contaminated land, or soils contamination remediated under PECFA, the DNR Remediation and Redevelopment Program, the Agricultural Chemical Cleanup Program, or other similar program. Explain		đ	

	P YES	age 4 of 5 NO	N/A
43. I am aware of material damage from fire, wind, floods, earthquake, expansive soils, erosion or landslides. Explain		7	
44. I am aware of significant odor, noise, water intrusion, or other significant irritants affecting the property, emanating from neighboring property. Explain		2	
45. I am aware of active quarry operations within one (1) mile of the property. Explain		L	́П
46. I am aware of unsafe concentrations of, unsafe conditions relating to, or storage of, hazardous or toxic substances on the property or on neighboring properties. Explain		P	
47. I am aware of an existing or abandoned manure storage facility on the property. Explain		Ø	
48. I am aware of present or prior dumping of trash, debris, or landfill, on the property. Explain		P	
49. I am aware of dumpsites or other disposal sites on the property where chemicals, pesticides, herbicides, fertilizer, petroleum products, or other toxic or hazardous materials, or containers for such materials, were disposed of contrary to manufacturer's or government guidelines, or in violation of any laws regulating said disposal. Explain		v	
50. I am aware of the presence of radon, radium, lead, nitrates, atrazine, arsenic, or other contaminants or potentially hazardous substances in the soil on the property. Explain		₽	
51. I am aware of present or prior production of methamphetamine (meth) or other hazardous or toxic substances on the property Explain		Р	
52. I am aware of diseased or dying trees or shrubs on the property (e.g., Oak Wilt, Dutch Elm disease, or similar diseases). Explain		Y	
53. I am aware of substantial damages to crops from disease, insects, soil contamination, wildlife, weather, or other causes, or substantial injuries or illness in livestock caused from conditions on the property. Explain		T	
54. I am aware of burial sites, archeological artifacts, mineral rights, orchards, or endangered species on the property. Explain		P	
55. I am aware of subsoil conditions which would significantly increase the cost of development, including but not limited to, subsurface foundations or waste material, organic or non-organic fill, dumpsites, high groundwater, adverse soil conditions (e.g., low load bearing capacity, earth or soil movement, slides) or excessive rock accumulations or rock formations on the property. Explain		Ø	ĺ 🗖
56. I am aware of certain conditions or occurrences which would significantly increase the cost of development or reduce the value of the property to a reasonable person with knowledge of the nature and scope of the condition or occurrence. Explain		Ø	
57. I am aware of a lack of approved vehicular access to the property from public roads. Explain		0	
58. I am aware that the property, or a portion of the property, is subject to a rental, lease, or other agreement with tenants or other users of the property.	2		
59. I am aware of defects in any of the equipment or machines included in the sale, whether as fixtures or personal property. Explain		Ø	
60. I am aware of equipment or machines included in the sale, whether as fixtures or personal property, that are subject to a lease, rental agreement, licensing agreement, purchase agreement, service agreement, or other contract with third parties. Explain		9	
61. I am aware that my Property is not compliant with applicable smoke detector and/or carbon monoxide detector laws and/or ordinances. (Note: State law requires operating smoke detectors on all levels of all residential properties, and operating carbon monoxide detectors on all levels of all residential properties, and operating carbon more stringent requirements.)	2		
62. The owner has lived on the property for years.			

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(Revised 7/14)

				Experi	ťs		
	ADDITIONAL INFORMATION	Yes	No N	VA Repor			
D.1	<u>Use-Value Assessments.</u> The use-value assessment system values agricultural land based o from its rental for agricultural use rather than its fair market value. When a person converts use, such as residential or commercial development, that person may owe a conversion charge the use-value law or conversion charge, contact the Wisconsin Department of Revenu (608) 266-2149 or visit: <u>http://www.revenue.wi.gov/faqs/slf/useassmt.html</u> .	agricultural rae. To obtair	land to a n n more infor	onagricultur mation abo	al ut		
	a. I am aware that all or part of the land has been assessed as agricultural land under § 70.32(2r), Wis. stats.						
	b. I am aware that the owner has been assessed a use-value conversion charge under § 74.485(2), Wis. stats.						
	c. I am aware that the payment of a use-value conversion charge has been deferred under § 74.485(4), Wis. stats.						
D.2.	Farmland Preservation. Early termination of a farmland preservation agreement or removal agreement can trigger payment of a conversion fee equal to 3 times the class 1 "use value" (608) 224-4500 or visit: <u>http://workinglands.wi.gov</u> .	of land from of the land. F	a farmland for more inf	preservatio ormation, ca	on all		
	a. I am aware that the property is subject to a farmland preservation agreement.						
D.2m	<u>Managed Forest Land.</u> The managed forest land program is a landowner incentive program on private woodlands by exempting the landowner from the payment of property taxes in a acreage share payment and compliance with certain conservation practices. Orders design remain in effect for 25 or 50 years. When ownership of land enrolled in the managed forest la must sign and file a report of the change of ownership on a form provided by the Wiscons (DNR) and pay a fee. By filing this form, the new owner agrees to comply with the management forest land program rules. The DNR Division of Forestry monitors forest management plan co makes to property that is subject to an order designating it as managed forest land, or to its u program or cause the property to be withdrawn from the program and may result in the information, call your local DNR forester or visit: <u>http://dnr.wi.gov/forestry</u> .	exchange for ating lands a and program sin Departme ent plan for th ompliance. C se, may jeop	the payme as managed changes, the ent of Natur le land and hanges that ardize bene	nt of a lowe forest lance al Resource the manage a landowne fits under th	er er es er er ne		
	a. I am aware that all or part of the property is enrolled in the managed forest land program.						
D.3.	Utility Connections. I am aware that the property is connected to the following utilities on the property is connected to the property is conneceed.	operty or at t	he lot line:				
	The owner has owned the property for years.						
D.5.	Explanation of "yes" responses. (See B.3.)						
					_		
NOTICE REGARDING SEX OFFENDER REGISTRY E. The prospective buyer may obtain information about the sex offender registry and persons registered with the registry by contacting the Wisconsin Department of Corrections at (608) 240-5830 or by visiting <u>http://www.widocoffenders.org</u> .							
F. T	OWNER'S CERTIFICATION The owner certifies that the information in this report is true and correct to the best of the owner	r's knowledge	e as of the o	late on whic	:h		
the ov Owne	wher signs this poort. Alan Stout		Data	8-18-16			
Owne			Date _	8-18-16	—		
	CERTIFICATION BY PERSON SUPPLYING INFORMATION				 at		
that in	formation is true and correct to the best of that person's knowledge as of the date on which the	person signs	s this report				
Perso	on Items		Date				

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See

#### NOTICE REGARDING ADVICE OR INSPECTIONS

Items

Items

Date

Date

H. THE PROSPECTIVE BUYER AND THE OWNER MAY WISH TO OBTAIN PROFESSIONAL ADVICE OR INSPECTIONS OF THE PROPERTY AND TO PROVIDE FOR APPROPRIATE PROVISIONS IN A CONTRACT BETWEEN THEM WITH RESPECT TO ANY ADVICE, INSPECTIONS, DEFECTS, OR WARRANTIES.

#### BUYER'S ACKNOWLEDGEMENT

I.1. The prospective buyer acknowledges that technical knowledge such as that acquired by professional inspectors may be required to detect certain defects such as floodplain status.

I.2. I acknowledge receipt of a copy of this statement.

Person

Person

Prospective Buyer	Date	
Prospective Buyer	Date	
Prospective Buyer	Date	

 NOTE: All information appearing in italics in this Vacant Land Disclosure Report is purely of a supplemental nature and is not required pursuant to Section 709.033 of the Wisconsin Statutes.
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 Drafted by: Attorney Debra Peterson Conrad
 No representation is made as to the legal validity of any provision or the adequacy of any provision in any spe No representation is made as to the legal validity of any provision or the adequacy of any provision in any specific transaction.