



SELLER'S DISCLOSURE NOTICE

TO BE COMPLETED BY SELLER(S)

CONCERNING THE PROPERTY AT 11639 St Hwy 64
Ben Wheeler (STREET ADDRESS AND CITY) Van Zandt COUNTY

NOTE: Effective January 1, 1994, Section 5.008 of the Texas Property Code (the "Code") requires a seller of residential real property of not more than one dwelling unit to deliver a copy of the Seller's Disclosure Notice, completed to the best of the seller's belief and knowledge, to a purchaser on or before the effective date of a contract for the sale of the Property. If a contract is entered into without the seller providing the notice, the buyer may terminate the contract for any reason within seven (7) days after receiving the notice. If information required by the notice is unknown to the seller, the seller may indicate that fact on the notice and thereby comply with the requirements of Section 5.008 of the Code. This form complies with and contains additional disclosures which exceed the minimum disclosures required by the Code.

THIS STATEMENT IS A DISCLOSURE OF SELLER'S KNOWLEDGE OF THE CONDITION OF THE PROPERTY AS OF THE DATE OF THE SELLER'S SIGNATURE INDICATED BELOW. THIS STATEMENT IS NOT A WARRANTY OF ANY KIND BY THE SELLER OR LISTING BROKER AND IS NOT A SUBSTITUTE FOR ANY INSPECTIONS OR WARRANTIES THE BUYER(S) MAY WISH TO OBTAIN. A BUYER IS URGED TO OBTAIN AN INSPECTION OF THE PROPERTY BY A QUALIFIED, LICENSED INSPECTOR. THE FOLLOWING STATEMENTS ARE REPRESENTATIONS MADE BY THE SELLER(S) BASED UPON SELLER'S KNOWLEDGE AND ARE NOT REPRESENTATIONS OF THE LISTING BROKER OR ANY OTHER BROKER PARTICIPATING IN A SALE TRANSACTION. THE METROTEX ASSOCIATION OF REALTORS®, INC., THE GREATER METRO MULTIPLE LISTING SERVICE OR ANY MULTIPLE LISTING SERVICE, AND THE LISTING BROKER HAVE RELIED UPON THE FOLLOWING INFORMATION IN DISSEMINATING INFORMATION ABOUT THE CONDITION OF THE PROPERTY.

GENERAL INFORMATION

- The Property is currently:
☒ Owner occupied ☐ Estate
☐ Leased ☐ Foreclosure
☐ Vacant since _____
- If owner occupied, for _____ years
- If not owner occupied, for _____ years
- If leased: Origination Date _____
Expiration Date _____
- Seller is the current owner of the Property and can sell the Property without being joined by any other person:
☒ Yes ☐ No
- If "No", explain: _____
- Is Seller a United States citizen?
☒ Yes ☐ No
- If "No", is Seller a "foreign person" as defined in the Internal Revenue Code?
☐ Yes ☐ No
- Check any of the following tax exemptions which Seller claims for the Property:
☒ Homestead ☒ Senior Citizen
☐ Disabled ☐ Disabled Veteran
☐ Agricultural ☐ Other _____
- Is there currently in force for the Property a written Builder's Warranty?
☐ Yes ☒ No ☒ Unknown
- If "Yes", identify the warranty by stating:
Name of Company issuing warranty: _____
Warranty Number: _____
- Except for manufacturer warranties, if any, on appliances, does there exist any other warranties for the Property?
☐ Yes ☒ No ☐ Unknown
- If "Yes", identify the warranties: _____
- Are there any pending or threatened condemnation proceedings which affect the Property?
☐ Yes ☒ No ☐ Unknown
- If "Yes", identify the warranties: _____
- Has the Seller asserted any claim under any insurance policy or against any person for any physical condition of the Property?
☐ Yes ☒ No ☐ Unknown
- If "Yes", explain: _____
- Has the Seller ever collected any insurance payments pursuant to a claim you have made for damage to the Property and then not used the proceeds to make the repairs for which the claim was submitted? ☐ Yes ☒ No
- If "Yes", explain: _____

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10. Within the last 4 years, have you (Seller) received any written inspection reports from persons who regularly provide inspections and who are either licensed as inspectors or otherwise permitted by law to perform inspections? ☐ Yes ☐ No
If yes, attach copies and complete the following

Date of Inspection	Type of Inspection	Name of Inspector/Company	# Pages	Attached (Y/N)

Explanatory comments by Seller, if any: _____

A buyer should not rely on the above-cited reports as a reflection of the current condition of the Property. A buyer should obtain inspections from inspectors of the buyer's own choice.

INFORMATION ABOUT EQUIPMENT AND SYSTEMS

11. For items listed below in Section 11, check appropriate box if items are included in the sale of the Property and are presently in "Working Condition" and there are no known defects. Please check if item has been replaced (note date of replacement) or explain if the item is repaired or in need of repair. Check "N/A" for items that do not apply to the Property or are not included in the sale.
NOTE: THIS NOTICE DOES NOT ESTABLISH WHICH ITEMS ARE TO BE CONVEYED IN A SALE OF THE PROPERTY. THE TERMS OF A CONTRACT OF SALE WILL DETERMINE WHICH ITEMS ARE TO BE CONVEYED.

EQUIPMENT & SYSTEMS	N/A	WORKING CONDITION	HAS BEEN REPLACED	DATE REPLACED Month/Year	IN NEED OF REPAIR	DATE / DESCRIPTION OF COMPLETED OR NEEDED REPAIRS
Attic Fan	☒	☐	☐		☐	
Automatic Lawn Sprinkler System (Front ___ / Back ___ / Left Side ___ / Right Side ___ / Fully ___)	☒	☐	☐		☐	
Carbon Monoxide Alarm	☐	☐	☐		☐	
Cable TV Wiring	☐	☒	☐		☐	
Ceiling Fan(s)	☐	☒	☐		☐	
Cooktop (Gas ___ / Electric ☒)	☐	☒	☐		☐	
Cooling (Central Gas ___ / Electric ☒) # Units	☐	☒	☐		☐	
Cooling (Window ___ / Wall ___ / Evaporative Coolers ___)	☒	☐	☐		☐	
Dishwasher	☐	☒	☐		☐	
Disposal	☒	☒	☐		☐	
Electrical System	☐	☒	☐		☐	
Emergency Escape Ladder(s)	☒	☐	☐		☐	
Exhaust Fan(s)	☐	☒	☐		☐	
Fire Detection Equipment (Electric ___ / Battery Operated ___)	☐	☒	☐		☐	
Garage Door Opener(s) & Controls (Automatic ___ / Manual ___) # Controls	☒	☐	☐		☐	
Gas Fixtures	☒	☐	☐		☐	
Gas Lines (Natural ___ / Liquid Propane ___)	☒	☐	☐		☐	
Heating (Central Gas ___ / Electric ☒) # Units	☐	☒	☐		☐	
Heating (Window ___ / Wall ___)	☒	☐	☐		☐	
Hot Tub	☒	☐	☐		☐	
Ice Maker	☒	☐	☐		☐	
Intercom System	☒	☐	☐		☐	
Lighting Fixtures	☐	☒	☐		☐	
Media Wiring & Equipment	☒	☐	☐		☐	
Microwave	☒	☐	☐		☐	
Outdoor Cooking Equipment	☒	☐	☐		☐	
Oven (Gas ___ / Electric ☒)	☒	☒	☐		☐	
Oven - Convection	☒	☐	☐		☐	
Plumbing System	☐	☒	☐		☐	
Public Sewer & Water System	☐	☒	☐		☐	
Range (Gas ___ / Electric ___)	☐	☐	☐		☐	

Water Only

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EQUIPMENT & SYSTEMS	N/A	WORKING CONDITION	HAS BEEN REPLACED	DATE REPLACED	IN NEED OF REPAIR	DATE / DESCRIPTION OF COMPLETED OR NEEDED REPAIRS
Refrigerator (Built-In)	☒	☒	☐		☐	
Satellite Dish and Receiver	☒	☒	☐		☐	
Sauna	☐	☐	☐		☐	
Security System(s) (In Use ☐ / Abandoned ☐)	☐	☒	☐		☐	
Septic or other On-Site Sewer System	☐	☒	☐		☐	
Shower Enclosure & Pan	☐	☒	☐		☐	
Smoke Detector-Hearing Impaired ☐	☒	☐	☐		☐	
Spa	☒	☐	☐		☐	
Stove (Free Standing) For Heating (Free Standing)	☒	☐	☐		☐	
Swimming Pool & Equipment	☒	☐	☐		☐	
Swimming Pool Built-In Cleaning Equipment	☒	☐	☐		☐	
Swimming Pool Heater	☒	☐	☐		☐	
Trash Compactor	☐	☒	☐		☐	
TV Antenna	☒	☐	☐		☐	
Water Heater (Gas ☐ / Electric ☒)	☒	☒	☐		☐	
Water Softener	☒	☒	☐		☐	
Wells	☐	☒	☐		☐	

INFORMATION ABOUT STRUCTURE/OTHER

STRUCTURE / OTHER	N/A	WORKING CONDITION	HAS BEEN REPLACED	DATE REPLACED	IN NEED OF REPAIR	DATE / DESCRIPTION OF COMPLETED OR NEEDED REPAIRS
Basement	☒	☐	☐		☐	
Carport (Attached ☒ / Not Attached ☐)	☐	☒	☐		☐	
Ceilings	☐	☒	☐		☐	
Doors	☐	☒	☐		☐	
Drains (French ☐ / Other ☐)	☒	☐	☐		☐	
Driveway	☐	☒	☐		☐	
Electrical Wiring	☐	☒	☐		☐	
Fences	☒	☐	☐		☐	
Fireplace(s)/Chimney (Mock)	☒	☐	☐		☐	
Fireplace(s)/Chimney (Wood burning)	☐	☒	☐		☐	
Fireplace(s)/with gas logs	☒	☐	☐		☐	
Floor	☐	☒	☐		☐	
Foundation	☐	☒	☐		☐	
Garage (Attached ☐ / Not Attached ☒)	☐	☒	☐		☐	
Lighting (Outdoor)	☐	☒	☐		☐	
Patio / Decking	☐	☒	☐		☐	
Retaining Wall	☒	☐	☐		☐	
Rain Gutters and Down Spouts	☒	☒	☐		☐	
Roof	☐	☒	☐	2-16	☐	
Sidewalk	☐	☒	☐		☐	
Skylight(s)	☒	☐	☐		☐	
Sump or Grinder Pump	☒	☐	☐		☐	
Walls (Exterior/Interior)	☐	☒	☐		☐	
Washer / Dryer Hookups (Gas ☐ / Electric ☒)	☐	☒	☐		☐	
Windows	☐	☒	☐		☐	
Window Screens	☐	☐	☐		☒	Few missing
Other	☐	☐	☐		☐	
Other	☐	☐	☐		☐	
Other	☐	☐	☐		☐	
Other	☐	☐	☐		☐	
Other	☐	☐	☐		☐	

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Hwy 64 11639

12. If stucco, what is the type of stucco? _____

13. The Shingles or roof covering is constructed of:
☒ Wood ☐ Composition ☐ Tile ☐ Other _____

Is there an overlay covering?

☒ Yes ☐ No ☐ Unknown

14. The age of the shingles or roof covering:

2 1/2 Years ☐ Unknown

Is the roof paid for by the Property Owners Association?

☐ Yes ☐ No ☐ Unknown

15. The electrical wiring of the Property is:

☐ Copper ☐ Aluminum ☒ Unknown

☐ Other (specify) _____

16. Is there an alarm system? ☒ Yes ☐ No

- If "Yes", system is:

☒ Owned by Seller ☐ Leased by Seller

- If leased, is lease transferable? ☐ Yes ☐ No

Monitor Charge ☐ Mth ☐ Qtr ☐ Yr. \$ _____

Lease Charge ☐ Mth ☐ Qtr ☐ Yr. \$ _____

17. Is the heating and cooling controlled by the Property Owners Association? ☐ Yes ☒ No ☐ Unknown _____

18. Please identify other systems, if any, of the Property which are leased and not owned by the Seller: _____

19. Year the Property was constructed: _____

☐ Per Owner ☐ Tax Rolls

(If before 1978 complete, sign and attach TAR 1906 concerning lead-based paint hazards.)

MISCELLANEOUS INFORMATION ABOUT PROPERTY

19. Is the Seller aware of any of the following conditions? (Visible or Not)

	YES	NO	UNKNOWN	IF "YES", EXPLAIN
ASBESTOS Components?	☐	☒	☐	
Any personal or business BANKRUPTCY pending which would affect the sale of the Property?	☐	☒	☐	
Carpet Stains/Damage?	☐	☒	☐	
Located on or near CORP OF ENGINEERS Property?	☐	☒	☐	
Any DEATH on the property (except for those deaths caused by natural causes, suicide, or accident unrelated to the condition of the Property)?	☐	☒	☐	
Unplatted EASEMENTS?	☐	☒	☐	
AULT Lines?	☐	☒	☐	
Previous FIRES?	☐	☒	☐	
Any FORECLOSURES pending or threatened with respect to the Property?	☐	☒	☐	
Urea formaldehyde INSULATION?	☐	☒	☐	
LANDFILL?	☐	☒	☐	
Any NOTICES of violation of deed restrictions or governmental ordinances affecting the condition or use of the Property?	☐	☒	☐	
Lead-based PAINT?	☐	☒	☐	
Room additions, structural modification, or other alterations or repairs made without necessary PERMITS or not in compliance with building codes in effect at that time?	☐	☒	☐	
Above-ground impediment to swimming POOL?	☐	☒	☐	
Underground impediment to swimming POOL?	☐	☒	☐	
Any PROPERTY CONDITION which materially affects the physical health or safety of an individual?	☐	☒	☐	
RADON gas?	☐	☒	☐	
House SETTLING?	☐	☒	☐	
SOIL Movement?	☐	☒	☐	
Subsurface STRUCTURES, Tanks, or Pits?	☐	☒	☐	
Hazardous or TOXIC WASTE affecting the Property?	☐	☒	☐	
Holes in WALLS?	☐	☒	☐	

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	YES	NO	UNKNOWN	IF "YES", EXPLAIN
WOOD ROT Damage Needing Repair?	☐	☒	☐	
Property covered by flood insurance? (If "Yes", attach "Information About Special Flood Hazard Area". TAR 1414)	☐	☒	☐	
Located in 100 year FLOOD PLAIN?	☐	☒	☐	
Located in Floodway?	☐	☒	☐	
Located in a city flood plain?	☐	☒	☐	
Tax or judgment liens?	☐	☒	☐	
In an ETJ district? (Extra Territorial Jurisdiction)	☐	☒	☐	
Diseased TREES?	☐	☒	☐	
Liquid Propane Gas?	☐	☒	☐	
- LP Community (Captive)?	☐	☒	☐	
- LP on Property?	☐	☒	☐	
Single Blockable Main Drain in a Pool/Hot Tub/Spa* * A Single Blockable Main Drain may cause a suction entrapment hazard for an individual.	☐	☒	☐	

20. If the Property is part of a Property Owner's Association, state the following information:

- Association Name: _____
- Association Management Company: _____
- Association Email: _____
- Association Phone Number: _____
- Amount of dues or assessments; \$ _____
- Assessment amount is:
Monthly \$ _____ Quarterly \$ _____ Annually \$ _____
- Payment of dues/assessments is:
☐ Mandatory ☐ Voluntary
- Amount of Unpaid Dues or Assessments, if any: \$ _____
- Optional Membership: \$ _____

21. Has the Property (or the Property Owner's Association of which of which the Property is a part) been the subject of any pending or concluded litigation?
☐ Yes ☐ No ☐ Unknown
- If "Yes", attach an explanation

22. Is the Property in an overlay, proposed overlay, historic or conservation district that may have special restrictions?
☐ Yes ☐ No ☐ Unknown
If "Yes", explain: _____

23. The Property is currently serviced by the following utilities or systems (check as applicable):
☒ Water ☐ Sewer ☒ Septic
☒ Electricity ☐ Gas ☐ Cable TV
 High Speed Internet Availability: ☐ Cable ☐ DSL ☐ Unknown
☐ Other _____
 Are any of these paid for by the Property Owner's Association ☐ Yes ☐ No ☐ Unknown
 If yes, explain: _____

24. The water service to the Property is provided by (check as applicable): ☐ City ☐ Well ☐ MUD ☒ Coop
 Are any of these paid for by the Property Owner's Association ☐ Yes ☐ No ☐ Unknown
 If yes, explain: _____

25. Is Property Owner's Association parking:
☐ Assigned ☐ Unassigned _____ # Spaces
 Space Number(s) are: _____
☐ Carport ☐ Uncovered ☐ Garage

26. Is there any rainwater harvesting system connected to the property?
☐ Yes ☒ No ☐ Unknown
 - Is the system connected to the property's public water supply that is able to be used for indoor potable purposes?
☐ Yes ☐ No ☐ Unknown
 - Is the system larger than 500 gallons?
☐ Yes ☐ No ☐ Unknown
 - If "Yes", explain: _____

27. Any "common area" (facilities such as pools, tennis courts, walkways, or other areas) co-owned in undivided interest with others?
☐ Yes ☐ No

28. Are there any outstanding mechanics and Material Man's liens or lis pendens against the Property?
☐ Yes ☒ No ☐ Unknown

INFORMATION ABOUT FOUNDATION

29. Has the Seller ever obtained a written report about the condition of the foundation from any engineer, contractor, inspector, or expert? ☐ Yes ☒ No ☐ Unknown
 If "Yes", please attach the report

30. Have repairs been made to the foundation of the Property since its original construction? ☐ Yes ☒ No ☐ Unknown
 If "Yes", please attach the report

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INFORMATION ABOUT DRAINAGE

31. Has the Seller ever obtained a written report about any improper drainage condition from any engineer, contractor, inspector, or expert? ☐ Yes ☒ No ☐ Unknown

If "Yes", identify the report by stating the date of the report, the person or company who made the report, and its content:

32. Have repairs been made to the drainage of the Property since its original construction? ☐ Yes ☒ No ☐ Unknown

If "Yes", explain what repairs you know or believe to have been made:

33. Does the Seller know of any currently defective condition to the drainage of the Property? ☐ Yes ☒ No ☐ Unknown

If "Yes", explain:

34. Have there been any previous incidents of flooding or other water penetration into the house, garage, or accessory buildings of the Property? ☐ Yes ☒ No ☐ Unknown

If "Yes", when did the incident(s) occur and describe the extent of flooding or water penetration:

INFORMATION ABOUT TERMITES/WOOD DESTROYING INSECTS

35. Has the Seller ever obtained a written report about active termites or other wood destroying insects? ☐ Yes ☒ No ☐ Unknown

If "Yes", identify the report by stating the date of the report, the person or company who made the report, and its contents:

36. Has the Property been treated for termites or other wood destroying insects? ☐ Yes ☐ No ☒ Unknown

If "Yes", please state the date of treatment:

37. Have there been any repairs made to damage caused by termites or other wood destroying insects? ☐ Yes ☒ No ☐ Unknown

If "Yes", explain what repairs you know or believe to have been made:

38. Do active termites or other wood destroying insects currently infest the Property? ☐ Yes ☒ No ☐ Unknown

If "Yes", explain:

39. Is there any existing termite damage in need of repair?

☐ Yes ☒ No ☐ Unknown

If "Yes", explain:

40. Is the Property currently covered by a termite policy?

☐ Yes ☒ No ☐ Unknown ☐ POA Maintained

If "Yes", identify the policy by stating:

Name of Company issuing the policy:

Policy Number:

Date of policy renewal:

Phone Number:

INFORMATION ABOUT ENVIRONMENTAL CONDITIONS

41. Is the Seller aware of any repairs or treatment, other than routine maintenance, for the following environmental conditions?

The presence or removal of asbestos?

☐ Yes ☒ No

The presence of radon gas?

☐ Yes ☒ No

The presence or treatment of mold?

☐ Yes ☒ No

The presence of lead based paint?

☐ Yes ☒ No

If "Yes", explain:

42. If the answer to any part of Question #41 is "Yes", has the Seller ever obtained a written report for addressing such environmental hazards?

☐ Yes ☐ No

If "Yes", explain:

(Identify any reports by stating the date of the report, the person or company who made the report, and its contents.)

43. Is the Seller aware of previous use of premises for manufacture of Methamphetamine?

☐ Yes ☒ No

44. Is the Seller aware of any condition not previously addressed in this Disclosure Statement which, in Seller's opinion, is a defective condition or adversely affects the Property?:

☐ Yes ☒ No ☐ Unknown

If "Yes", explain:

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NOTICES TO BUYER

1. The Texas Department of Public Safety maintains a database that consumers may search, at no cost, to determine if registered sex offenders are located in certain zip code areas. To search the database, visit www.txdps.state.tx.us. For information concerning past criminal activity in certain areas or neighborhoods, contact the local police department.
2. Such written information in this Seller's Disclosure Notice for the Property does not constitute the representations of the Listing Broker and other Broker participating in a sale transaction or their sales associates, employees or agents who are relying upon the written information provided by the Seller in this disclosure notice. Buyer is not relying upon any statement or representation by the Listing Broker and any other broker and their sales associates, employees, and agents concerning the condition of the Property. THIS IS NOT A WARRANTY. YOU ARE ENCOURAGED TO HAVE AN INSPECTOR OF YOUR CHOICE INSPECT THE PROPERTY PRIOR TO CLOSING.
3. Buyer may be provided information about the size of the property, either of the real property or the improvements. All such information has been obtained by Broker or Seller from third parties, including information obtained from official tax records. Such information is not always accurate.
4. If the Buyer bases an offer on square footage, measurements or boundaries, Buyer should have those items independently measured to verify any reported information which is often unreliable.
5. If the property is located in a coastal area that is seaward of the Gulf Intracoastal Waterway or within 1000 feet of the mean high tide bordering the Gulf of Mexico, the property may be subject to the Open Beaches Act or the Dune Protection Act (Chapter 61 or 63), Natural Resources Code, respectively and a beachfront construction certificate or dune protection permit may be required for repairs or improvements. Contact the local government with ordinance authority over construction adjacent to public beaches for more information.

The undersigned Buyer(s) hereby acknowledge(s) receipt of this Seller's Disclosure Notice for the Property:

_____ BUYER	_____ DATE	_____ BUYER	_____ DATE
_____ PRINT NAME		_____ PRINT NAME	

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