

# SELLER'S PROPERTY DISCLOSURE

#### 847 HWY 30 W Mt Vernon, 1a 52314 Subject Property Address:

Purpose of Statement: Completion of this form shall satisfy the requirements of the Iowa Code which mandates the Seller's disclosure of the condition of and information about the property the Seller(s) is/are about to sell. This statement shall not be a warranty of any kind by the Seller(s) or Seller's agent and shall not be intended as a substitute for any inspection or warranty the purchaser may wish to obtain.

Seller's Disclosure: As the Seller(s), I/We disclose the following information regarding the property and certify that this information is true and accurate to the best of my/our knowledge as of the date signed. Seller(s) authorize(s) the agent to provide a copy of this statement to any person or entity in connection with the actual or anticipated sale of the property. The following are representations made by Seller(s) and are not the representations of the agent, who has no independent knowledge of the condition of the property except that which is set out on this form and the Seller(s) agree(s) to indemnify and hold the brokers and members of the Multiple Listing Service harmless in the event that it is incorrect. Please be aware that the Purchase/Sales Contract supersedes this list and the MLS listing. Items included or excluded in the Purchase/Sales Contract will take precedence.

Instructions to the Seller(s); (1) Complete this form yourself and fill in all blanks regarding the time you have owned the property, (2) Report known adverse conditions affecting the property. These conditions or occurrences may be but are not limited to matters that may significantly and adversely affect the value of the property, significantly reduce the structural integrity of improvements to the real estate and/or present a significant health risk to the occupants of the property. (3) Additional pages or reports may be attached. (4) If some items do not apply to your property, mark NA (not applicable). (5) All approximations must be identified as approximations. (AP). If you do not know the facts, mark unknown (UNK).

 Owner's name(s). Please print:
 Soft and Amy Weber

 1.
 How long have you owned the property?
 18 1/2
 years Addendum Attached

 2.
 This is my:
 X Residence Investment property Other
 Other

#### 3. ENCROACHMENTS/EASEMENTS/SHARED OR CO-OWNERSHIP: (fences, buildings, driveways, garden):

Does anything on your property extend onto (encroach on) your neighbor's property, or does anything on your neighbor's property extend onto (encroach on) your property?	Yes 🛛 No 🗌 Unknown 🗌 N/A
Are you aware of any easements or other's rights affecting the property? Please explain below.	Yes XNo Unknown N/A
Any features of the property known to be shared in common with adjoining landowners, such as walls, fences, roads, and driveways whose use or maintenance responsibility may have an effect on the property?	Yes No Unknown N/A
Any known "common areas" such as pools, tennis courts, walkways, or other areas co-owned with others, or a Homeowner's Association which has any authority over the property?	Yes 🕅 No 🗌 Unknown 🗌 N/A
Is the property subject to restrictive covenants, bylaws or declarations? If yes, attach a copy with this disclosure.	Yes 🏹 No 🗌 Unknown 🗌 N/A
If there is a Homeowners Association, are the fees Payable:	Yes 💢 No 🗌 Unknown 🗌 N/A
Is this Association set up as a designated adult community?	Yes 🗙 No 🗌 Unknown 🗌 N/A
Are there any special assessments proposed, levied, or pending against the property? If yes, please explain how much and for what purpose is this assessment. Attach documentation.	Yes 🔀 No 🗌 Unknown 🗌 N/A
	neighbor's property extend onto (encroach on) your property?         Are you aware of any easements or other's rights affecting the property? Please explain below.         Any features of the property known to be shared in common with adjoining landowners, such as walls, fences, roads, and driveways whose use or maintenance responsibility may have an effect on the property?         Any known "common areas" such as pools, tennis courts, walkways, or other areas co-owned with others, or a Homeowner's Association which has any authority over the property?         Is the property subject to restrictive covenants, bylaws or declarations? If yes, attach a copy with this disclosure.         If there is a Homeowners Association, are the fees Payable:       Monthly         Annually These fees pay for:

Comments:

#### 4. ACCESS: If the property is NOT on a public street:

Α.	Is there a 🔄 road or 🔄 easement for access to the property? If yes, please explain below.	Yes No Unknown XN/A
В.	If your answer to 4A is "Yes", is the road agreement or easement recorded?	Yes No Unknown 🗶 N/A
C.	If the road or easement is shared with any other property, is there a written and recorded agreement for sharing the maintenance and repair costs?	Yes No Unknown X N/A
D.	Has there been any standing or running water, flooding or mud that affects use of the access road or easement?	Yes No Unknown 🕅 N/A
Ee	Do you know of any plans or have you received notice to improve the roadway/easement or know of any future plans to dedicate the roadway to the city or county?	Yes No Unknown XN/A

Comments:

#### 5. ZONING AND RESTRICTIONS:

Α.	To the best of your knowledge, do the house and all structures (e.g. carport or garage) meet applicable zoning setback & height requirements?	XYes No Unknown N/A
В.	Are you aware of any county, city or private restrictions on use of property?	🚺 Yes 🔀 No 🗌 Unknown 🛄 N/A
C.	If you know the present zoning classification, indicate here: <u>General</u> Commercial	
D.	Are you aware of any zoning or land use changes that could affect the use of your property or adjacent properties?	Yes No Unknown N/A
Com	nents: Frontage road South of the property line	
Listi	5	

Seller(s) initials

Buyer(s) initials

Date

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Date

Revised 8/13/15

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Serial#: 021620-500145-9260681

Provided by: Troy Louwagie | Hertz Real Estate Services | tlouwagie@mtv.hfmgt.com |

# 30 west Mt. Vernon, TA

# 6. HAZARDOUS MATERIALS: A Are you aware of the presence of, or has there been any known tests for the presence of

Α.	Are you aware of the presence of, or has there been any known tests for the presence of Radon Gas Asbestos Lead Based Paint Toxic Mold	Xes No Unknown N/A
В.	If you selected any of the above in 6A, please explain below. Provide or attach test results.	
C.	Are you aware of any underground storage tanks of any kind? Explain below.	Yes 🕅 No 🗌 Unknown 🗌 N/A
Comr	ments: Badon testion 1-29-15. Test results attached	

#### 7. FLOODING/SEEPAGE/SETTLING:

Α.	Has there been any flooding or seepage in the basement, crawl space, or cement floor slab?	Yes 🚺 No 🗌 Unknown 🗌 N/A
В.	Has there been any settling, flooding, drainage or grading problems?	Yes 🗙 No 🗌 Unknown 🗌 N/A
C.	If you have checked "Yes", at 7A or 7B, above, have you done anything to correct the problem?	Yes No Unknown N/A
D.	Is the property located in a government designated flood zone or flood plain?	Yes 🗙 No 🗌 Unknown 🗌 N/A
E.	If your answer to 7D is "Yes", what is the current flood plain designation?	
F.	Has any part of the property been built up with fill dirt, waste or other materials?	Yes 🚺 No 🗌 Unknown 🗌 N/A

Comments:

#### 8. ROOF: Please use comments section for any explanation.

Structure	Roof Type	Age	# of Layers
House	Asphalt	18 Yrs	2
Garage	Asphalt	18 Vrs	a

Α.	Has the roof(s) on the house, garage, outbuildings or shed leaked at anytime?	Yes XNo Unknown N/A
В.	If your answer to 8A is "Yes", has the roof and all resulting damage been repaired? Explain below.	Yes No Unknown N/A
C.	Is there attic insulation? Type Batt Amount A layers	Yes No Unknown N/A

Comments:

#### 9. STRUCTURE/REMODELING/REPAIRS:

Α.	Are there any structural, foundation, or other repairs that need to be made to the property?	🗌 Yes 💢 No 🗌 Unknown 🗌 N/A
В.	Have you made any structural changes or repairs to the home?	Yes 🔀 No 🗌 Unknown 🗌 N/A
С.	If your answer to 9B is "Yes", was a building permit and final inspection issued for the work?	Yes No Unknown N/A
D.	Has there been a property/casualty loss, insurance claim, warranty settlement or major damage to the property? (i.e. fire, wind, flood(s), landslide(s), etc)	Yes 🕅 No 🗌 Unknown 🗌 N/A

Comments:

#### 10. TERMITES/ROT:

Α.	Are you aware of any active or inactive structural pest infestations? Date of treatment:	Yes 🛛 No 🗌 Unknown 🗌 N/A
В.	Are you aware of any wood destroying insect damage, water damage or dry rot to the house or other structures?	🗌 Yes 🔀 No 🗌 Unknown 🗌 N/A
C.	Is there a "Wood Destroying Insect Warranty" presently in place for this property?	Yes 🕅 No 📋 Unknown 🗌 N/A
D.	If "Yes", will the warranty be transferred at closing?	Yes No Unknown N/A

Comments:



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Sale

Buyer(s) initials

Date

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11.	SEWAGE:	
Α.	The property is served by: 🗌 Public sewer main 🌠 Septic tank system 🔲 Community Septic	- 0.
	Other disposal system (describe)	
B.	If the property is connected to a septic system rather than a public sewer main: Was a permit issued for its construction and was it approved by the city or county following its construction? When was it last pumped? $169-15$ What is the age of the septic system? $50 \text{ yrs}$ What is the age of the drain field? $50 \text{ yrs}$ Has the septic system and leach field been inspected and approved for real estate transfer by a certified DNR Inspector, per Iowa Code 455B.172?	Yes No Unknown N/A
C.	Do you know the septic tank location and the drain field? Explain below.	Yes No 🗌 N/A
D.	Are there any plans to bring city sewer to your area or requirements to connect to city sewer?	Yes 🔀 No 🗌 Unknown 🗌 N/A
E.	Is the sewer line "Orangeburg"?	Yes No Unknown N/A
F.	Have there been any sewer back ups?	Yes 🔀 No 🗌 Unknown 🗌 N/A
Com	nents	

847

Huy 30 West Mt Vernon, IA

#### 12. WATER: The following questions pertain to property currently served by (OR property that was previously served by) a private or community water well:

Α.	Is the well system operating properly (e.g. pipes, tank, pump, pressure, etc)?	Yes No Unknown N/A
В.	Has the well water been tested and passed by the Health Department within the past year?	Yes No Unknown N/A
C.	Are you aware of whether the well water has ever failed to meet government contamination standards?	Yes 🔀 No 🗌 Unknown 🗌 N/A
D.	If the well serves anyone other than your property, is there a written and recorded agreement for sharing the costs of repairs and/or replacement?	Yes No Unknown XN/A
E.	*Are there any abandoned wells on the property?	Yes 🔀 No 🗌 Unknown 🗌 N/A
F.	Are there any abandoned cisterns?	Yes 🔀 No 🗌 Unknown 🗌 N/A
G.	If your answer to 12E or 12F is "Yes", have they been capped or filled? Explain below.	Yes No Unknown N/A
Н.	Are you aware of any plans to bring city water to your area or aware of any requirements to connect to city water lines when available?	Yes XNo Unknown N/A
C		

Comments:

#### **13. HEATING/COOLING/WATER HEATER**

Α.	Age(s) of Heating Unit(s)? <u>18</u> Cooling Unit(s)? <u>18</u> Water Heater(s)? <u>18</u>	
В.	Are there any problems with the heating system(s), cooling system(s) or water heater(s)?	Yes 🔀 No 🗌 Unknown 🗌 N/A
C.	If your answer to 13B is "Yes", were there repairs made to correct the problem? Explain below.	Yes No Unknown N/A
D.	LP gas tank: 🔯 N/A 🗌 owned or 🗌 rented? Rental Fee? \$ per	
	From whom?	
Ε.	Will the gas/oil in the tank be left for the Buyer(s) at closing?	Yes No Unknown 🕅 N/A
F.	Will there be a dollar adjustment? Explain below.	Yes 🗌 No 🗌 Unknown 🔀 N/A

Comments:

#### 14. SYSTEMS AND EQUIPMENT:

-		
Α.	Is the electrical system, including wiring, switches, outlets and service in proper working order to the best of your knowledge?	Yes No Unknown N/A
В.	Is the plumbing system, including pipes, faucets, fixtures, toilets, drains, and sewer lines in proper working order to the best of your knowledge?	XYes No Unknown N/A
C.	ls there a fireplace or other secondary heat source (e.g. Free standing stove, wood burning fireplace, gas fireplace, etc)?	XYes No Unknown N/A
D.	If "Yes" to 14C, was there a building permit issued and a final inspection completed?	Yes 🚺 No 🗌 Unknown 🗌 N/A
E.	If there is a chimney, is it in good repair? When was it last cleaned?	Yes 🗌 No 🔀 Unknown 🗌 N/A

Comments:

Listing Seller(s) Initials

Date

Sale

Buyer(s) initials

Date

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#### 15. NEIGHBORHOOD:

А.	Are there any waste dumps, disposal sites or landfills in the vicinity of the property, or any uses or conditions nearby creating smoke, smell, dust, noise or other environmental influences?	Yes 🕅 No 🗌 Unknown 🗌 N/A
В.	Are you aware of any street, sidewalk, utility improvements, zoning changes planned that will affect and/or be assessed against the property? Explain below.	Yes 🕅 No 🗌 Unknown 🗌 N/A

℅

Comments: \_

16.	OTHER:	
Α.	Are there any disputes or legal actions concerning the property (with neighbors or anyone else)?	Yes 🔀 No 🗋 Unknown 🗌 N/A
В.	Are you aware of anything else which would adversely affect the value or desirability of the property?	Yes XNo 🗌 Unknown 🗍 N/A
C.	Are you aware of any damage caused to this property by fire?	Yes 🕅 No 🗌 Unknown 🗌 N/A
D.	Are you aware of any diseased or dying trees on the property?	Yes XNo 🗌 Unknown 🗌 N/A
E.	Do you have keys for all locks?	Yes 🗌 No 🗌 Unknown 🗌 N/A
F.	Are there storms and screens for all windows?	Yes No Unknown N/A
G.	Are there any cracked or broken window panes, seals or mechanisms?	Yes 🕅 No 🗌 Unknown 🗌 N/A
Н.	Will there be debris left on the property after closing? (e.g. tires, batteries, oil, furniture, junk, etc.)	Yes 🕅 No 🗌 Unknown 🗌 N/A
I.	Is the property located in a registered historic or improvement district? (Explanation: This question is required by lowa law, although presently there are two Real Estate Improvement District located in Cedar Rapids, Iowa).	Yes 🔀 No 🛄 Unknown 🗌 N/A
J.	If answer to 16I is "Yes", what is the amount, if any, of any special assessment against this property? \$	
К.	Are you aware of any human burial grounds on the property?	Yes 🕅 No 🗌 Unknown 🗌 N/A
L.	Utilities provided by: Gas <u>Allocat</u> Electric <u>Allocat</u> Water <u>well</u>	

Comments:

ALL ITEMS (1 THROUGH 16) that warrant further explanation (beyond the comment line) should be explained below or on a separate sheet of paper. Please attach explanations to this document. Also, in your explanations, please indicate the above item number being explained. ITEM NUMBER REMARKS

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Hwy 30 West Mt. Venon Id 7

Draperies, Curtains, Rods	Yes 🚺 No	
Light Fixtures	Yes 🔀 No	
Mirrors	Yes 🚺 No	
Shades, Blinds	Yes 🗙 No	
Shelving	Yes 🗙 No	
		e following WILL BE INCLUDED as part of the property to be conveyed?
EM	INCLUDED	IF YES, STATE THE PRESENT WORKING CONDITION
Security System	Yes 🗌 No 🗌	
Attached Antenna	Yes 🔀 No 🗌	
Basketball board & hoop	Yes 🔀 No 🗌	
Ceiling Fan(s)	Yes 🔀 No 🗌	
CentralVac System & Attachments	Yes 门 No 🗌	
Dishwasher	Yes 🔀 No 🗌	
Disposal	Yes 🚺 No 🗌	
Dryer	Yes 🗌 No 🔀	
Fireplace Insert/Equipment	Yes 🔀 No 🗋	
Furnace Humidifier	Yes 🗌 No 🗌	
Garage Door Opener	Yes 🔀 No 🗌	How many controls?
Gas grill/Gas light	Yes 🗌 No 📈	
Intercom System	Yes 🗌 No 🗌	
Irrigation System	Yes 🗌 No 🗌	
Microwave	Yes 🔀 No 🗌	
Oven and Range	Yes 🔀 No 🗌	
Pool & Equipment	Yes 🔀 No 🗌	
Refrigerator	Yes 🔲 No 🔀	How many? Location?
Satellite Dish	Yes 🔀 No 🗌	
Sauna/Hot Tub	Yes 🚺 No 🗌	
Smoke Alarms	Yes 🔀 No 🗌	
Solar Collector Equipment	Yes 🗌 No 🛄	
Standalone Freezer	Yes 🗌 No 🔀	Location?
Storage Shed	Yes 🔀 No 🗌	
Sump Pump	Yes 🗌 No 🗌	
Swing Set	Yes 🔀 No 🗌	
Trash Compactor	Yes 🗌 No 🗌	
Underground "Pet Fence"	Yes 🗌 No 🗌	How many collars?
Vent Fans	Yes 🙀 No 🗌	
Washer	Yes 🔲 No 🔀	
Water Softener	Yes 😡 No 🗌	Rented 🛄 Own 🔯 Type of system:
Who owns the fencing around your property?		
Window/Wall Air Conditioner	Yes 🗌 No 🗌	
Wood Burning Stove	Yes 📙 No 🛄	
TV Wall Mounts	Yes 🗌 No 🔀	How many? Location?

Seller(s) has indicated above the history and condition of all the items based solely on the information known or reasonably available to the Seller(s). If any changes occur in the structural/mechanical/appliance systems of this property from the date of this form to the date of closing, Seller(s) will immediately disclose the changes to Buyer(s). In no event shall the parties hold the Broker liable for any representation not directly made by Broker or Broker's affiliated licensees (brokers and salepersons). Seller(s) hereby acknowledges Seller(s) has retained a copy of this statement.

# Seller acknowledges requirement that Buyer(s) be provided with the "Iowa Radon Home-Buyers and Sellers Fact Sheet" prepared by the Iowa Department of Public Health.

Scott flicton	3-31-16	annibidebe	3/31/12
SELLER	DATE	SELLER	DATE

**Buyer(s) Acknowledgement:** (To be signed at time of purchase agreement): I/We, the Buyer(s) of this subject property do acknowledge receipt of this the Seller's Disclosure of Property Condition and agree that no representations regarding the condition of the subject property have been made, other than those made above. **THE LISTING BROKER AND AGENTS MAKE NO REPRESENTATIONS AND ARE NOT RESPONSIBLE FOR ANY CONDITIONS EXISTING ON THE PROPERTY.** 

Buyer acknowledges receipt of the "Iowa Radon Home-Buyers and Sellers Fact Sheet" prepared by the Iowa Department of Public Health.

BUYER	DATE	BUYER	DATE
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#### DISCLOSURE OF INFORMATION AND ACKNOWLEDGMENT LEAD-BASED PAINT AND/OR LEAD-BASED PAINT HAZARDS

#### ADDRESS 847 Highway 30 West, Mt. Vernon, IA 52314

#### LEAD WARNING STATEMENT:

Every purchaser of any interest in residential real property on which a residential dwelling was built prior to 1978 is notified that such property may present exposure to lead from lead-based paint that may place young children at risk of developing lead poisoning. Lead poisoning in young children may produce permanent neurological damage, including learning disabilities, reduced intelligence quotient, behavioral problems and impaired memory. Lead poisoning also poses a particular risk to pregnant women. The seller of any interest in residential real property is required to provide the buyer with any information on lead-based paint hazards from risk assessments or inspections in the seller's possession and notify the buyer of any known lead-based paint hazards. A risk assessment or inspection for possible lead-based paint hazards is recommended prior to purchase.

#### Seller's Disclosure (initial)

800	AD	(a)

Presence of lead-based paint and/or lead-based paint hazards (check one below): Known lead-based paint and/or lead-based paint hazards are present in the housing (explain):



🕅 Seller has no knowledge of lead-based paint and/or lead-based paint hazards in the housing.

 $\mathcal{H}(\mathcal{D})$  ( b ) Records and Reports available to the Seller (check one below):

Seller has provided the Purchaser with all available records and reports pertaining to leadbased paint and/or lead-based hazards in the housing (list documents below):

Seller has no reports or records pertaining to lead-based paint and/or lead-based paint hazards in the housing.

#### Purchaser's Acknowledgment (initial)

(c) Purchaser has received copies of all information listed above - or -No records or reports were available (see (b) above).

(d) Purchaser has received the pamphlet Protect Your Family From Lead in Your Home, Lead Poisoning: How to Protect Iowa Families, or a similarly approved booklet.

(e) Purchaser has (check one below):

Received a 10-day opportunity (or mutually agreed upon period) to conduct a risk assessment or inspection of the presence of lead-based paint or lead-based paint hazards; or

Waived the opportunity to conduct a risk assessment or inspection for the presence of lead-based paint and/or lead-based paint hazards.

#### Agent's Acknowledgment (initial)

(f) Agent has informed the Seller of the Seller's obligations under 42 U.S.C. 4852d and is aware of his/ her responsibility to ensure compliance.

#### **Certification of Accuracy**

The following parties have reviewed the information above and certify, to the best of their knowledge, that the information they have provided is true and accurate.

Scott AWebe	3/28/16		
Seller Scott A. Weber	Date	Buyer	Date
any Lideba	3/28/16	-	
Seller Amy Weber	Date	Buyer	Date
TAR	3/28/16		
Selfer's Agent Troy R. Louwagie	Date	Buyer Agent	Date

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