

PRESENTING 8290 FM 39, NORTH ZULCH



4/3/3 RUSTIC-STYLE
HOME W/ 3000 SF & 56+
ACRES WITH PAVED ROAD
FRONTAGE! HOME
FEATURES ENGINEERED
HARDWOOD FLOORS,
GRANITE COUNTER TOPS,
OFFICE & GAME ROOM.
ACREAGE HAS LIGHTED
HORSE ARENA, BARN W/
TACK ROOM & POND.
REDUCED \$569,500

FROM I-45N @ EXIT #142 IN MADISONVILLE: TURN (L) ONTO HWY 21 & GO 15 MILES, TURN (R) ONTO FM 39S & GO 5 MILES TO PROPERTY ON (R), SIGN POSTED.

Data obtained from reliable sources and deemed reliable but is not guaranteed by Broker/Agent. All information should be independently verified.



Country Homes/Acreage

County: **Madison**
Area: **62 - Madison County**

Addr: **8290 FM 39**

Sub: **NONE**

Listing Firm: **DBL Real Estate**

Mkt Area: **Other**

SqFt: **3000/Seller**

SchDist: **99 - Other**

ML #: **68308194**

Tax Acc #: **R19911**

Location: **108 - Other Area**



Legal: **A-25 JOHN PAYNE, TR 24, 56.146 ACRES**

House: **Yes**

Elem: **NORTH ZULCH**

Status: **A** LP: **\$569,500**

SP/ACR: **\$0.00** LP/ACR: **\$10143.20**

Sec #: **KM: 999Z**

City: **North Zulch** Zip: **77872-**

State: **Texas** Country: **United States**

Also for Lease: **No** Miles:

Year Built: **1996/Appraisal District**

Middle: **NORTH ZULCH** High: **NORTH ZULCH**

SCHOOL INFO IS SUBJECT TO CHANGE. BUYERS SHOULD INDEPENDENTLY VERIFY.

General, Property, Utilities and Additional Information

Style: **Ranch**
Main Dwell Extr: **Cement Board**
Acreage: **50 or more Acres**
Road Surface: **Asphalt**

Road Front: **Farm to Market**

Topography: **Level**

Land Use: **Cattle Ranch, Horse Farm, Horses Allowed, Leisure Ranch, Unrestricted**
Improve: **Barn, Deer Stand, Fenced, Pastures, Stable, Tackroom**

Energy: **Ceiling Fans**

Green/Energy Certifications:

Access/Lockbox:

Dir: **From I-45: Exit# 142 and turn L on Hwy 21W, continue for 15 miles to North Zulch, take FM 39 ramp on right, turn R (South) onto FM 39 and go 5 miles to property on R, sign posted.**

Physical Property Description - Public: **Madison County - Grand rustic-style home on 56.146 acres with paved frontage on FM 39. Home has 4 bedrooms, office/flex room & upstairs game room. The master bedroom is located downstairs and features a large bathroom w/ dual sinks, garden tub & built-in vanity. Beautiful landscaping with fountain and fire pit welcome you to the yard area. Acreage has lighted horse arena, pond & 40x60 steel barn w/ tack room. REDUCED \$569,500**

Living: **21x24**

Den:

GameRm: **12x15**

Micro: **Yes**

Oven: **Double Oven, Electric Oven**

Util Rm: **Utility Rm in House**

Bedrooms: **Master Bed - 1st Floor**

Rooms: **1 Living Area, Living/Dining Combo, Study/Library**

Interior: **Breakfast Bar, High Ceiling, Island Kitchen, Tile**

Spcl Cond: **No Special**

Conditions

Disclosures: **Sellers Disclosure**

Exclusions:

Maint Fee: **No/\$**

Financing Available: **Cash Sale, Conventional**

Stories:
Main Dwell Type:
Acres: **56.146**

New Construction: **No/**
Apprx Comp:
Lot Dim:

Trees: **Hardwood, Partial Coverage**

Access: **Driveway Gate**
Mineral Rights:

Show: **Appointment Required**

Bedrooms: **4/**
FB/HB: **3/**
Garage: **3/Attached Garage**
Carport: **/**
Gar/Car **Auto Garage Door Opener**

Lot Desc:

Dining: **8x12** 1st Bed: **16x18**
Kitchen: **16x10** 2nd Bed: **14x14**
Breakfast: 3rd Bed: **14x14**
Dishwshr: **Yes** Dispsl:

Range: **Electric Range, Freestanding Range**

Connect: **Electric Dryer Connections, Washer Connections**

Mstr Bath: **Double Sinks, Master With Tub**

Flooring: **Carpet, Wood**

Defects: **No Known Defects**

Occupant: **Owner**

Taxes w/o Exemptions/Yr: **\$3,463/2012**

4th Bed: **14x12**
5th Bed:
Sep Ice Mkr:
Prvt Pool: **No/**

Fireplace: **1/Gas Connections**

Countertops: **Granite**

Extra Rm:
Study/Library: **14x12**
Cmpctr: **Yes**
Area Pool: **No**

Frnt Door Faces:

Foundation: **Slab**

Heat: **Central Electric**

Cool: **Central Electric**

Water/Swr: **Septic Tank, Well**

Util Dist: **No**

Tax Rate: **1.84**

8290 FM 39

MLS#: 68308194

List Price: \$569,500



Front view of home & ranch



Grand Entrance to the property



Asphalt driveway winds thru scattered trees



Custom-made fountain fit for you or your horse!



Upstairs view looking into living room



View of the high ceilings



Kitchen w/ large island



Dining room



Master bedroom



Master bath w/ dual vanities



Master bath w/ garden tub



Bedroom



2nd Bathroom



Bedroom



Bedroom



Office/Flex room - downstairs currently being used as bedroom



3rd Bathroom



Barn & Tack room



Pond



Scattered trees



Lighted roping arena



Custom-made fire pit



Wooded area



Winter-time view of the property



Cluster of trees

Thu, Oct 4, 2012 04:27 PM

Data Not Verified/Guaranteed by MLS
Obtain signed HAR Broker Notice to Buyer Form

Prepared by: [Don Hatcher](#)

GREG MCBEE
56.146 ACRES TRACT
JOHN PAYNE LEAGUE, A-25
MADISON COUNTY, TEXAS

FIELD notes of a 56.146 acres tract or parcel of land lying and being situated in the John Payne League, A-25, Madison County, Texas, and being part of the 99.978 acres tract described in the Deed recorded in Volume 414, Page 904, of the Official Records of Madison County, Texas, said 56.146 acres tract being more particularly described as follows:

BEGINNING at a 1-inch Pipe found marking the northeast corner of the 99.978 acres tract, said pipe marking the southeast corner of the Gregory Pruitt 64.554 acres tract (397/774), said pipe being located in the westerly right-of-way line of F. M. 39;

THENCE S 07° 29' 28" W along the easterly line of the 99.978 acres tract, same being the westerly right-of-way line of F. M. 39, for a distance of 921.97 feet to a POINT for corner, a 1/2-inch iron rod set in an existing fence bears S 78° 12' 41" W a distance of 15.53 feet;

THENCE across the 99.978 acres tract and generally along an existing fence for the following calls:

S 78° 12' 41" W for a distance of 596.43 feet to a 6-inch Post;
S 85° 57' 57" W for a distance of 399.78 feet to a 24-inch Post Oak;
N 84° 59' 13" W for a distance of 224.07 feet to a 20-inch Post Oak;
S 80° 27' 32" W for a distance of 33.79 feet to a 16-inch Post Oak;
N 26° 30' 01" W for a distance of 79.03 feet to a 6-inch Post;
N 79° 12' 30" W for a distance of 557.24 feet to a 3/8-inch iron rod found for corner, said iron rod marking the northeast corner of the Roy Schutt 10.00 acres tract (420/653) out of the 99.978 acres tract;
N 08° 13' 09" E for a distance of 74.75 feet to a set 1/2-inch iron rod;
N 47° 44' 40" W for a distance of 370.15 feet to a set 1/2-inch iron rod;
S 58° 52' 34" W for a distance of 130.02 feet to a 6-inch Post located in the northerly line of the Schutt 10.00 acres tract;
N 55° 41' 05" W along the northerly line of the Schutt 10.00 acres tract for a distance of 132.55 feet to a 3/8-inch iron rod found for corner marking the northwest corner of the Schutt 10.00 acres tract and located in a westerly line of the 99.978 acres tract, said iron rod marking the northeast corner of the Joyce Venable 14.52 acres tract and the southeast corner of the E. A. Shiflett 222.5 acres tract (65/205);

THENCE N 11° 05' 46" E along a westerly line of the 99.978 acres tract, same being the easterly line of the Shiflett 222.5 acres tract, for a distance of 758.84 feet to a 3/8-inch iron rod found for corner marking a northwest corner of the 99.978 acres tract and the southwest corner of the Donald R. Clark, Jr. 34.331 acres tract (419/311);

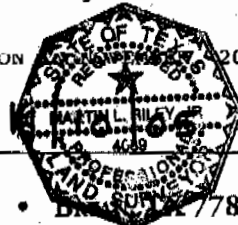
THENCE S 80° 00' 08" E along a northerly line of the 99.978 acres tract, same being the southerly line of the Clark 34.331 acres tract, for a distance of 732.04 feet to a 10-inch Post found for corner and marking an interior ell corner of the 99.978 acres tract and the southeast corner of the Clark 34.331 acres tract;

THENCE N 10° 26' 54" E along a westerly line of the 99.978 acres tract, same being the easterly line of the Clark 34.331 acres tract, for a distance of 198.92 feet to a 1-inch Pipe found for corner marking a northwest corner of the 99.978 acres tract and the southwest corner of the Pruitt 64.554 acres tract;

THENCE S 80° 00' 00" E along a northerly line of the 99.978 acres tract, same being the southerly line of the Pruitt 64.554 acres tract, for a distance of 1,546.55 feet to the PLACE OF BEGINNING containing 56.146 ACRES OF LAND, more or less.

PREPARED FROM A SURVEY MADE UNDER MY SUPERVISION

Martin L. Riley, Jr.
Martin L. Riley, Jr., R.P.L.S. No. 4046



RILEY ENGINEERING CO. • 7182 RILEY ROAD • DALLAS, TEXAS 75231-77808



TEXAS ASSOCIATION OF REALTORS® SELLER'S DISCLOSURE NOTICE

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Section 5.008, Property Code requires a seller of residential property of not more than one dwelling unit to deliver a Seller's Disclosure Notice to a buyer on or before the effective date of a contract. **This form complies with and contains additional disclosures which exceed the minimum disclosures required by the Code.**

CONCERNING THE PROPERTY AT 8290 FM 39 S
NORTH ZULCH, TX 77872

THIS NOTICE IS A DISCLOSURE OF SELLER'S KNOWLEDGE OF THE CONDITION OF THE PROPERTY AS OF THE DATE SIGNED BY SELLER AND IS NOT A SUBSTITUTE FOR ANY INSPECTIONS OR WARRANTIES THE BUYER MAY WISH TO OBTAIN. IT IS NOT A WARRANTY OF ANY KIND BY SELLER, SELLER'S AGENTS, OR ANY OTHER AGENT.

Seller ☒ is ☐ is not occupying the Property. If unoccupied (by Seller), how long since Seller has occupied the Property?
☐ _____ or ☐ never occupied the Property

Section 1. The Property has the items marked below: (Mark Yes (Y), No (N), or Unknown (U).)

This notice does not establish the items to be conveyed. The contract will determine which items will & will not convey.

Item	Y	N	U
Cable TV Wiring	✓		
Carbon Monoxide Det.		✓	
Ceiling Fans	✓		
Cooktop	✓		
Dishwasher	✓		
Disposal	✓		
Emergency Escape Ladder(s)			✓
Exhaust Fans	✓		
Fences	✓		
Fire Detection Equip.	✓		
French Drain			✓
Gas Fixtures	✓		

Item	Y	N	U
Gas Lines (Nat/LP)	✓		
Hot Tub		✓	
Intercom System		✓	
Microwave	✓		
Outdoor Grill		✓	
Patio/Decking	✓		
Plumbing System	✓		
Pool		✓	
Pool Equipment		✓	
Pool Maint. Accessories		✓	
Pool Heater		✓	
Public Sewer System		✓	

Item	Y	N	U
Pump: <input type="checkbox"/> sump <input type="checkbox"/> grinder		✓	
Rain Gutters		✓	
Range/Stove	✓		
Roof/Attic Vents	✓		
Sauna		✓	
Smoke Detector	✓		
Smoke Detector -- Hearing Impaired		✓	
Spa		✓	
Trash Compactor	✓		
TV Antenna		✓	
Washer/Dryer Hookup	✓		
Window Screens	✓		

Item	Y	N	U	Additional Information
Central A/C	✓			<input checked="" type="checkbox"/> electric <input type="checkbox"/> gas number of units: <u>2</u>
Evaporative Coolers		✓		number of units: _____
Wall/Window AC Units		✓		number of units: _____
Attic Fan(s)		✓		if yes, describe: _____
Central Heat	✓			<input type="checkbox"/> electric <input checked="" type="checkbox"/> gas number of units: <u>2</u>
Other Heat				if yes, describe: _____
Oven				number of ovens: _____ <input type="checkbox"/> electric <input type="checkbox"/> gas <input type="checkbox"/> other: _____
Fireplace & Chimney	✓			<input checked="" type="checkbox"/> wood <input type="checkbox"/> gas logs <input type="checkbox"/> mock <input type="checkbox"/> other: _____
Carport		✓		<input type="checkbox"/> attached <input type="checkbox"/> not attached
Garage <u>3</u>	✓			<input checked="" type="checkbox"/> attached <input type="checkbox"/> not attached
Garage Door Openers	✓			number of units: <u>2</u> number of remotes: <u>2</u>
Satellite Dish & Controls	✓			<input type="checkbox"/> owned <input checked="" type="checkbox"/> leased from <u>DIRECTV</u>
Security System	✓			<input checked="" type="checkbox"/> owned <input type="checkbox"/> leased from _____
Water Heater	✓			<input checked="" type="checkbox"/> electric <input type="checkbox"/> gas <input type="checkbox"/> other: _____ number of units: <u>1</u>
Water Softener		✓		<input type="checkbox"/> owned <input type="checkbox"/> leased from _____
Underground Lawn Sprinkler	✓			<input checked="" type="checkbox"/> automatic <input type="checkbox"/> manual areas covered: <u>ACRE HOUSE - BACK</u>
Septic / On-Site Sewer Facility	✓			if yes, attach Information About On-Site Sewer Facility (TAR-1407)

(TAR-1406) 1-01-10

Initialed by: Seller: cc, jc and Buyer: _____

Page 1 of 5

Concerning the Property at _____

Water supply provided by: ☐ city ☒ well ☐ MUD ☐ co-op ☐ unknown ☐ other: _____Was the Property built before 1978? ☐ yes ☒ no ☐ unknown

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

Roof Type: META Age: 1 (approximate)

Is there an overlay roof covering on the Property (shingles or roof covering placed over existing shingles or roof covering)?

☐ yes ☒ no ☐ unknownAre you (Seller) aware of any of the items listed in this Section 1 that are not in working condition, that have defects, or are need of repair? ☐ yes ☒ no If yes, describe (attach additional sheets if necessary): _____**Section 2. Are you (Seller) aware of any defects or malfunctions in any of the following?: (Mark Yes (Y) if you are aware and No (N) if you are not aware.)**

Item	Y	N
Basement		<input checked="" type="checkbox"/>
Ceilings		<input checked="" type="checkbox"/>
Doors		<input checked="" type="checkbox"/>
Driveways		<input checked="" type="checkbox"/>
Electrical Systems		<input checked="" type="checkbox"/>
Exterior Walls		<input checked="" type="checkbox"/>

Item	Y	N
Floors		<input checked="" type="checkbox"/>
Foundation / Slab(s)		<input checked="" type="checkbox"/>
Interior Walls		<input checked="" type="checkbox"/>
Lighting Fixtures		<input checked="" type="checkbox"/>
Plumbing Systems		<input checked="" type="checkbox"/>
Roof		<input checked="" type="checkbox"/>

Item	Y	N
Sidewalks		<input checked="" type="checkbox"/>
Walls / Fences		<input checked="" type="checkbox"/>
Windows		<input checked="" type="checkbox"/>
Other Structural Components		<input checked="" type="checkbox"/>

If the answer to any of the items in Section 2 is yes, explain (attach additional sheets if necessary): _____

Section 3. Are you (Seller) aware of any of the following conditions: (Mark Yes (Y) if you are aware and No (N) if you are not aware.)

Condition	Y	N
Aluminum Wiring		<input checked="" type="checkbox"/>
Asbestos Components		<input checked="" type="checkbox"/>
Diseased Trees: <input type="checkbox"/> oak wilt <input type="checkbox"/> _____		<input checked="" type="checkbox"/>
Endangered Species/Habitat on Property		<input checked="" type="checkbox"/>
Fault Lines		<input checked="" type="checkbox"/>
Hazardous or Toxic Waste		<input checked="" type="checkbox"/>
Improper Drainage		<input checked="" type="checkbox"/>
Intermittent or Weather Springs		<input checked="" type="checkbox"/>
Landfill		<input checked="" type="checkbox"/>
Lead-Based Paint or Lead-Based Pt. Hazards		<input checked="" type="checkbox"/>
Encroachments onto the Property		<input checked="" type="checkbox"/>
Improvements encroaching on others' property		<input checked="" type="checkbox"/>
Located in 100-year Floodplain		<input checked="" type="checkbox"/>
Located in Floodway		<input checked="" type="checkbox"/>
Present Flood Ins. Coverage (If yes, attach TAR-1414)		<input checked="" type="checkbox"/>
Previous Flooding into the Structures		<input checked="" type="checkbox"/>
Previous Flooding onto the Property		<input checked="" type="checkbox"/>
Previous Fires		<input checked="" type="checkbox"/>
Previous Use of Premises for Manufacture of Methamphetamine		<input checked="" type="checkbox"/>

Condition	Y	N
Previous Foundation Repairs		<input checked="" type="checkbox"/>
Previous Roof Repairs		<input checked="" type="checkbox"/>
Other Structural Repairs		<input checked="" type="checkbox"/>
Radon Gas		<input checked="" type="checkbox"/>
Settling		<input checked="" type="checkbox"/>
Soil Movement		<input checked="" type="checkbox"/>
Subsurface Structure or Pits		<input checked="" type="checkbox"/>
Underground Storage Tanks		<input checked="" type="checkbox"/>
Unplatted Easements		<input checked="" type="checkbox"/>
Unrecorded Easements		<input checked="" type="checkbox"/>
Urea-formaldehyde Insulation		<input checked="" type="checkbox"/>
Water Penetration		<input checked="" type="checkbox"/>
Wetlands on Property		<input checked="" type="checkbox"/>
Wood Rot		<input checked="" type="checkbox"/>
Active infestation of termites or other wood- destroying insects (WDI)		<input checked="" type="checkbox"/>
Previous treatment for termites or WDI		<input checked="" type="checkbox"/>
Previous termite or WDI damage repaired		<input checked="" type="checkbox"/>
Termite or WDI damage needing repair		<input checked="" type="checkbox"/>

Concerning the Property at _____

8290 FM 39 S
NORTH ZULCH, TX 77872

If the answer to any of the items in Section 3 is yes, explain (attach additional sheets if necessary): _____

Section 4. Are you (Seller) aware of any item, equipment, or system in or on the Property that is in need of repair, which has not been previously disclosed in this notice? ☐ yes ☒ no If yes, explain (attach additional sheets if necessary): _____

Section 5. Are you (Seller) aware of any of the following (Mark Yes (Y) if you are aware. Mark No (N) if you are not aware.)

Y N

☐ ☒ Room additions, structural modifications, or other alterations or repairs made without necessary permits or not in compliance with building codes in effect at the time.

☐ ☒ Homeowners' associations or maintenance fees or assessments. If yes, complete the following:

Name of association: _____

Manager's name: _____ Phone: _____

Fees or assessments are: \$ _____ per _____ and are: ☐ mandatory ☐ voluntary

Any unpaid fees or assessment for the Property? ☐ yes (\$ _____) ☐ no

If the Property is in more than one association, provide information about the other associations below or attach information to this notice.

☐ ☒ Any common area (facilities such as pools, tennis courts, walkways, or other) co-owned in undivided interest with others. If yes, complete the following:

Any optional user fees for common facilities charged? ☐ yes ☐ no If yes, describe: _____

☐ ☒ Any notices of violations of deed restrictions or governmental ordinances affecting the condition or use of the Property.

☐ ☒ Any lawsuits or other legal proceedings directly or indirectly affecting the Property. (Includes, but is not limited to: divorce, foreclosure, heirship, bankruptcy, and taxes.)

☐ ☒ Any death on the Property except for those deaths caused by: natural causes, suicide, or accident unrelated to the condition of the Property.

☐ ☒ Any condition on the Property which materially affects the health or safety of an individual.

☐ ☒ Any repairs or treatments, other than routine maintenance, made to the Property to remediate environmental hazards such as asbestos, radon, lead-based paint, urea-formaldehyde, or mold.

If yes, attach any certificates or other documentation identifying the extent of the remediation (for example, certificate of mold remediation or other remediation).

If the answer to any of the items in Section 5 is yes, explain (attach additional sheets if necessary): _____

Concerning the Property at _____

Section 6. Seller ☐ has ☐ has not attached a survey of the Property.

Section 7. 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:

Inspection Date	Type	Name of Inspector	No. of Pages

Note: 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 chosen by the buyer.

Section 8. Check any tax exemption(s) which you (Seller) currently claim for the Property:

- ☐ Homestead ☐ Senior Citizen ☐ Disabled
☐ Wildlife Management ☒ Agricultural ☐ Disabled Veteran
☐ Other: _____ ☐ Unknown

Section 9. Have you (Seller) ever received proceeds for a claim for damage to the Property (for example, an insurance claim or a settlement or award in a legal proceeding) and not used the proceeds to make the repairs for which the claim was made? ☐ yes ☒ no If yes, explain: _____

Section 10. Does the property have working smoke detectors installed in accordance with the smoke detector requirements of Chapter 766 of the Health and Safety Code? ☒ unknown ☐ no ☐ yes. If no or unknown, explain. (Attach additional sheets if necessary): _____

**Chapter 766 of the Health and Safety Code requires one-family or two-family dwellings to have working smoke detectors installed in accordance with the requirements of the building code in effect in the area in which the dwelling is located, including performance, location, and power source requirements. If you do not know the building code requirements in effect in your area, you may check unknown above or contact your local building official for more information.*

A buyer may require a seller to install smoke detectors for the hearing impaired if: (1) the buyer or a member of the buyer's family who will reside in the dwelling is hearing-impaired; (2) the buyer gives the seller written evidence of the hearing impairment from a licensed physician; and (3) within 10 days after the effective date, the buyer makes a written request for the seller to install smoke detectors for the hearing-impaired and specifies the locations for installation. The parties may agree who will bear the cost of installing the smoke detectors and which brand of smoke detectors to install.

Seller acknowledges that the statements in this notice are true to the best of Seller's belief and that no person, including the broker(s), has instructed or influenced Seller to provide inaccurate information or to omit any material information.

Signature of Seller _____ Date _____ Signature of Seller _____ Date _____
Printed Name: _____ Printed Name: _____

(TAR-1406) 1-01-10

Initialed by: Seller: cc, jc and Buyer: _____, _____

Page 4 of 5

Concerning the Property at _____

8290 FM 39 S
NORTH ZULCH, TX 77872

ADDITIONAL NOTICES TO BUYER:

- (1) The Texas Department of Public Safety maintains a database that the public 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) If the property is located in a coastal area that is seaward of the Gulf Intracoastal Waterway or within 1,000 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.
- (3) If you are basing your offers on square footage, measurements, or boundaries, you should have those items independently measured to verify any reported information.

- (4) The following providers currently provide service to the property:

Electric: <u>Mid South</u>	phone #: _____
Sewer: _____	phone #: _____
Water: _____	phone #: _____
Cable: <u>DIRECTV</u>	phone #: _____
Trash: <u>COUNTY DUMP</u>	phone #: _____
Natural Gas: _____	phone #: _____
Phone Company: <u>WINDSTREAM</u>	phone #: _____
Propane: <u>J+B</u>	phone #: _____

- (5) This Seller's Disclosure Notice was completed by Seller as of the date signed. The brokers have relied on this notice as true and correct and have no reason to believe it to be false or inaccurate. YOU ARE ENCOURAGED TO HAVE AN INSPECTOR OF YOUR CHOICE INSPECT THE PROPERTY.

The undersigned Buyer acknowledges receipt of the foregoing notice.

Signature of Buyer _____	Date _____	Signature of Buyer _____	Date _____
Printed Name: _____		Printed Name: _____	



TEXAS ASSOCIATION OF REALTORS®

INFORMATION ABOUT ON-SITE SEWER FACILITY

USE OF THIS FORM BY PERSONS WHO ARE NOT MEMBERS OF THE TEXAS ASSOCIATION OF REALTORS® IS NOT AUTHORIZED
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CONCERNING THE PROPERTY AT

8290 FM 39 S
NORTH ZULCH, TX 77872

A. DESCRIPTION OF ON-SITE SEWER FACILITY ON PROPERTY:

- (1) Type of Treatment System: ☐ Septic Tank ☒ Aerobic Treatment ☐ Unknown
- (2) Type of Distribution System: Sprinkler Pastures ☐ Unknown
- (3) Approximate Location of Drain Field or Distribution System: PASTURE NORTH OF HOME ☐ Unknown
- (4) Installer: TEXAS JOE ☐ Unknown
- (5) Approximate Age: Replaced 2 1/2 years ago ☐ Unknown

B. MAINTENANCE INFORMATION:

- (1) Is Seller aware of any maintenance contract in effect for the on-site sewer facility? ☒ Yes ☐ No
If yes, name of maintenance contractor: _____
Phone: _____ contract expiration date: _____
Maintenance contracts must be in effect to operate aerobic treatment and certain non-standard on-site sewer facilities.)
- (2) Approximate date any tanks were last pumped? 1 year ago
- (3) Is Seller aware of any defect or malfunction in the on-site sewer facility? ☒ Yes ☒ No
If yes, explain: _____
- (4) Does Seller have manufacturer or warranty information available for review? ☐ Yes ☒ No

C. PLANNING MATERIALS, PERMITS, AND CONTRACTS:

- (1) The following items concerning the on-site sewer facility are attached:
☐ planning materials ☐ permit for original installation ☐ final inspection when OSSF was installed
☐ maintenance contract ☐ manufacturer information ☐ warranty information ☐ _____
- (2) "Planning materials" are the supporting materials that describe the on-site sewer facility that are submitted to the permitting authority in order to obtain a permit to install the on-site sewer facility.
- (3) It may be necessary for a buyer to have the permit to operate an on-site sewer facility transferred to the buyer.

(TAR-1407) 1-7-04

Initialed for Identification by Buyer _____, _____ and Seller cc, je Page 1 of 2

DBL Real Estate 1702 East Main Street Madisonville, TX 77864
Phone: 936.348.9977

Fax: 936.348.9979 Beverly Hatcher

Produced with ZipForm® by zipLogix 18070 Fifteen Mile Road, Fraser, Michigan 48026 www.ziplogix.com

8290 FM 39 S

D. **INFORMATION FROM GOVERNMENTAL AGENCIES:** Pamphlets describing on-site sewer facilities are available from the Texas Agricultural Extension Service. Information in the following table was obtained from Texas Commission on Environmental Quality (TCEQ) on 10/24/2002. The table estimates daily wastewater usage rates. Actual water usage data or other methods for calculating may be used if accurate and acceptable to TCEQ.

<u>Facility</u>	<u>Usage (gal/day) without water- saving devices</u>	<u>Usage (gal/day) with water- saving devices</u>
Single family dwelling (1-2 bedrooms; less than 1,500 sf)	225	180
Single family dwelling (3 bedrooms; less than 2,500 sf)	300	240
Single family dwelling (4 bedrooms; less than 3,500 sf)	375	300
Single family dwelling (5 bedrooms; less than 4,500 sf)	450	360
Single family dwelling (6 bedrooms; less than 5,500 sf)	525	420
Mobile home, condo, or townhouse (1-2 bedroom)	225	180
Mobile home, condo, or townhouse (each add'l bedroom)	75	60

This document is not a substitute for any inspections or warranties. This document was completed to the best of Seller's knowledge and belief on the date signed. Seller and real estate agents are not experts about on-site sewer facilities. Buyer is encouraged to have the on-site sewer facility inspected by an inspector of Buyer's choice.

Signature of Seller _____ Date _____

Signature of Seller _____ Date _____

Receipt acknowledged by:

Signature of Buyer _____ Date _____

Signature of Buyer
Date

Texas law requires all real estate licensees to give the following information about brokerage services to prospective buyers, tenants, sellers and landlords.

Information About Brokerage Services

Before working with a real estate broker, you should know that the duties of a broker depend on whom the broker represents. If you are a prospective seller or landlord (owner) or a prospective buyer or tenant (buyer), you should know that the broker who lists the property for sale or lease is the owner's agent. A broker who acts as a subagent represents the owner in cooperation with the listing broker. A broker who acts as a buyer's agent represents the buyer. A broker may act as an intermediary between the parties if the parties consent in writing. A broker can assist you in locating a property, preparing a contract or lease, or obtaining financing without representing you. A broker is obligated by law to treat you honestly.

IF THE BROKER REPRESENTS THE OWNER:

The broker becomes the owner's agent by entering into an agreement with the owner, usually through a written - listing agreement, or by agreeing to act as a subagent by accepting an offer of subagency from the listing broker. A subagent may work in a different real estate office. A listing broker or subagent can assist the buyer but does not represent the buyer and must place the interests of the owner first. The buyer should not tell the owner's agent anything the buyer would not want the owner to know because an owner's agent must disclose to the owner any material information known to the agent.

IF THE BROKER REPRESENTS THE BUYER:

The broker becomes the buyer's agent by entering into an agreement to represent the buyer, usually through a written buyer representation agreement. A buyer's agent can assist the owner but does not represent the owner and must place the interests of the buyer first. The owner should not tell a buyer's agent anything the owner would not want the buyer to know because a buyer's agent must disclose to the buyer any material information known to the agent.

IF THE BROKER ACTS AS AN INTERMEDIARY:

A broker may act as an intermediary between the parties if the broker complies with The Texas Real Estate License

Act. The broker must obtain the written consent of each party to the transaction to act as an intermediary. The written consent must state who will pay the broker and, in conspicuous bold or underlined print, set forth the broker's obligations as an intermediary. The broker is required to treat each party honestly and fairly and to comply with The Texas Real Estate License Act. A broker who acts as an intermediary in a transaction:

(1) shall treat all parties honestly;

(2) may not disclose that the owner will accept a price less than the asking price unless authorized in writing to do so by the owner;

(3) may not disclose that the buyer will pay a price greater than the price submitted in a written offer unless authorized in writing to do so by the buyer; and

(4) may not disclose any confidential information or any information that a party specifically instructs the broker in writing not to disclose unless authorized in writing to disclose the information or required to do so by The Texas Real Estate License Act or a court order or if the information materially relates to the condition of the property.

With the parties' consent, a broker acting as an intermediary between the parties may appoint a person who is licensed under The Texas Real Estate License Act and associated with the broker to communicate with and carry out instructions of one party and another person who is licensed under that Act and associated with the broker to communicate with and carry out instructions of the other party.

If you choose to have a broker represent you, you should enter into a written agreement with the broker that clearly establishes the broker's obligations and your obligations. The agreement should state how and by whom the broker will be paid. You have the right to choose the type of representation, if any, you wish to receive. Your payment of a fee to a broker does not necessarily establish that the broker represents you. If you have any questions regarding the duties and responsibilities of the broker, you should resolve those questions before proceeding.

Real estate licensee asks that you acknowledge receipt of this information about brokerage services for the licensee's records.

Buyer, Seller, Landlord or Tenant

Date

Texas Real Estate Brokers and Salespersons are licensed and regulated by the Texas Real Estate Commission (TREC). If you have a question or complaint regarding a real estate licensee, you should contact TREC at P.O. Box 12188, Austin, Texas 78711-2188 or 512-465-3960.



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