

TENNESSEE RESIDENTIAL PROPERTY CONDITION DISCLOSURE

	(11112 1010 CD 0 0 0 10 11
1	PROPERTY ADDRESS 6443 OID SPENCER ROAD CITY PIKEVILLE
2	SELLER'S NAME(S) MArtha A. Drews PROPERTY AGE 2005
3	DATE SELLER ACQUIRED THE PROPERTY 2003 DO YOU OCCUPY THE PROPERTY?
4	IF NOT OWNER-OCCUPIED, HOW LONG HAS IT BEEN SINCE THE SELLER OCCUPIED THE PROPERTY?
5	(Check the one that applies) The property is a site-built home non-site-built home
6 7 8 9 10	The Tennessee Residential Property Disclosure Act requires sellers of residential real property with one to four dwelling units to furnish to a buyer one of the following: (1) a residential property disclosure statement (the "Disclosure"), or (2) a residential property disclaimer statement (permitted only where the buyer waives the required Disclosure). Some property transfers may be exempt from this requirement (see Tenn. Code Ann. § 66-5-209). The following is a summary of the buyers' and sellers' rights and obligations under the Act. A complete copy of the Act may be found at: http://www.state.tn.us/commerce/boards/trec/index.shtml .
12	1 Sellers must disclose all known material defects and must answer the questions on the Disclosure form in good faith to

- 12 1. Sellers must disclose all known material detects and must answer the questions on the Disclosure form in good faith to the best of the seller's knowledge as of the Disclosure date.
- Sellers must give the buyers the Disclosure form before the acceptance of a purchase contract.
- Sellers must inform the buyers, at or before closing, of any inaccuracies or material changes in the condition that have occurred since the time of the initial Disclosure, or certify that there are no changes.
- 4. Sellers may give the buyers a report or opinion prepared by a professional inspector or other expert(s) or certain information provided by a public agency, in lieu of responding to some or all of the questions on the form (See Tenn. Code Ann. § 66-5-204).
- Sellers are not required to have a home inspection or other investigation in order to complete the Disclosure form.
- Sellers are not required to repair any items listed on the disclosure form or on any past or future inspection report unless
 agreed to in the purchase contract.
- 7. Sellers involved in the first sale of a dwelling must disclose the amount of any impact fees or adequate facility taxes paid.
- 8. Sellers are not required to disclose if any occupant was HIV-positive, or had any other disease not likely to be transmitted by occupying a home, or whether the home had been the site of a homicide, suicide or felony, or act or occurrence which had no effect on the physical structure of the property.
- 9. Sellers may provide an "as is", "no representations or warranties" disclaimer statement in lieu of the Disclosure form only if the buyer waives the right to the required disclosure, otherwise the sellers must provide the completed Disclosure form (See Tenn. Code Ann. § 66-5-202).
- 10. Sellers may be exempt from having to complete the Disclosure form in certain limited circumstances (e.g. public auctions, court orders, some foreclosures and bankruptcies, new construction with written warranty or owner has not resided on the property at any time within the prior 3 years. See Tenn. Code Ann. § 66-5-209).
- Buyers are advised to include home and wood infestation, well, water sources, septic system, lead-based paint, radon,
 mold, and other appropriate inspection contingencies in the contract, as the Disclosure form is not a warranty of any kind
 by the seller, and is not a substitute for any warranties or inspections the buyer may desire to purchase.
- 37 12. Any repair of disclosed defects must be negotiated and addressed in the Purchase and Sale Agreement; otherwise, seller
 38 is not required to repair any such items.
- 39 13. Buyers may, but do not have to, waive their right to receive the Disclosure form from the sellers if the sellers provide a disclaimer statement with no representations or warranties (see Tenn. Code Ann. § 66-5-202).

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- 41 14. Remedies for misrepresentations or nondisclosure in a Property Condition Disclosure statement may be available to buyer and are set out fully in Tenn. Code Ann. § 66-5-208. Buyer should consult with an attorney regarding any such matters.
- 15. Representations in the Disclosure form are those of the sellers only, and not of any real estate licensee, although licensees are required to disclose to all parties adverse facts of which the licensee has actual knowledge or notice.
- 46 16. Pursuant to Tenn. Code Ann. § 47-18-104(b), sellers of newly constructed residences on a septic system are prohibited
 47 from knowingly advertising or marketing a home as having more bedrooms than are permitted by the subsurface sewage
 48 disposal system permit.
 - 17. Sellers must disclose the presence of any known exterior injection well, the results of any known percolation test or soil absorption rate performed on the property that is determined or accepted by the Department of Environment and Conservation, and whether the property is located within a Planned Unit Development as defined by Tenn. Code Ann. § 66-5-213 and, if requested, provide buyers with a copy of the development's restrictive covenants, homeowner bylaws and master deed. Sellers must also disclose if they have knowledge that the residence has ever been moved from an existing foundation to another foundation.

The Buyers and Sellers involved in the current or prospective real estate transaction for the property listed above acknowledge that they were informed of their rights and obligations regarding Residential Property Disclosures, and that this information was provided by the real estate licensee(s) prior to the completion or reviewing of a Tennessee Residential Property Condition Disclosure, a Tennessee Residential Property Condition Disclosure, a Tennessee Residential Property Condition Exemption Notification. Buyers and Sellers also acknowledge that they were advised to seek the advice of an attorney on any legal questions they may have regarding this information or prior to taking any legal actions.

The Tennessee Residential Property Disclosure Act states that anyone transferring title to residential real property must provide information about the condition of the property. This completed form constitutes that disclosure by the Seller. The information contained in the disclosure is the representation of the owner and not the representation of the real estate licensee or sales person, if any. This is not a warranty or a substitute for any professional inspections or warranties that the purchasers may wish to obtain.

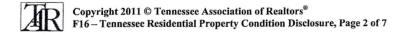
Buyers and Sellers should be aware that any sales agreement executed between the parties will supersede this form as to the terms of sale, property included in the sale and any obligations on the part of the seller to repair items identified below and/or the obligation of the buyer to accept such items "as is."

INSTRUCTIONS TO THE SELLER

Complete this form yourself and answer each question to the best of your knowledge. If an answer is an estimate, clearly label it as such. The Seller hereby authorizes any agent(s) representing any party in this transaction to provide a copy of this statement to any person or entity in connection with any actual or anticipated sale of the subject property.

A. THE SUBJECT PROPERTY INCLUDES THE ITEMS CHECKED BELOW:

74		Range	0	Wall/Window Air Conditioning		Garage Door Opener(s) (Number of openers)
75		Ice Maker Hookup	U	Window Screens		Garage Door Remote(s)
76	G	Oven	0	Fireplace(s) (Number)		Intercom
77		Microwave		Gas Starter for Fireplace		TV Antenna/Satellite Dish (excluding components)
78		Garbage Disposal		Gas Fireplace Logs		Central Vacuum System and attachments
79		Trash Compactor		Smoke Detector/Fire Alarm		Spa/Whirlpool Tub
80		Water Softener		Patio/Decking/Gazebo		Hot Tub
81		220 Volt Wiring		Installed Outdoor Cooking Grill	8	Washer/Dryer Hookups
82		Sauna		Irrigation System		Pool In-ground Above-ground
83		Dishwasher		A key to all exterior doors		Access to Public Streets
84		Sump Pump		Rain Gutters Front		All Landscaping and all outdoor lighting
85		Burglar Alarm/Secur	rity S	ystem Components and controls		
86		Current Termite cont	tract	with		



☐ Heat Pump Un ☐ Heat Pump Un ☐ Central Heatin												
Central Heatin	:4 1/2		A	Age (App	rox)							
	nit#3		A	Age (App	rox)							
	ng Unit#1	1	11	Age		Electric	0	Gas		Oth	er	
□ Central Heatin	ng Unit#2	2		Age		Electric		Gas		Oth	er	
□ Central Heatin	ng Unit#3	3		Age		Electric		Gas		Oth	ier	
Central Air Co	onditionin	ng #1	200	5 Age	0	Electric		Gas		Oth	er	
□ Central Air Co	onditionin	ng #2		Age		Electric		Gas		Oth	er	
□ Central Air Co	onditionin	ng #3		Age		Electric		Gas		Oth	er	
Water Heater	#1	20	05 Age	• Ele	ectric		Gas		olar		Other	
□ Water Heater	#2		Age	□ Ele	ectric		Gas		olar		Other	
Other							□ Oth	ner				
Garage	□ Attacl	hed t	Not Att	ached		Carport						
Water Supply	City	ŗ	Well			Private	a Uti	lity 🗆	Oth	ner		
Gas Supply	Utility	y c	Bottled			Other						
Waste Disposal	City S	Sewer e										
Roof(s): Type	Shin	1a/e				Age	(approx	():	200	25	•	
Leased Items: Lea	ased items	that ren	agin with th	e Propert	v are	(e.g. sec	arity eye	teme u	vater su	often	er evete	eme ate):
If leases are not assu					_	. •		S IN A	NY O	F TH	E FOI	LLOWING?
	YES	NO	UNKNO)WN					YES	S	NO	UNKNOWN
		B				Roof Con	nponents	3				
Interior Walls												
Interior Walls Ceilings						Basemen	t					
	<u> </u>]	Basement Foundation			_			
Ceilings	_]							
Ceilings Floors	3]	Foundatio	on					<u> </u>
Ceilings Floors Windows	0		0] ;	Foundatio Slab	on		0	8	0	a a
Ceilings Floors Windows	0		0]	Foundatio Slab	on		0		0	a a

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			YES	NO	UNKNOWN			YES	NO	UNKNOWN
129	Se	ewer/Septic				Heat Pump				
130	El	ectrical System				Central Air Condi	itioning			
131 132	Ex	terior Walls				Double Paned or I Window and/or D				
133 134	If	any of the above is	are marl	ked YES,	, please explain:					
135 136		RANKAY				owners of which you ar				
137					OF ANY OF THE		YES	NO	UNE	KNOWN
138 139 140 141 142	1.	such as, but not li or chemical stora	imited to ge tanks,	: asbesto metham	which may be envirous, radon gas, lead-lead-lead phetamine, contamest mold presence of	based paint, fuel inated soil or				
143 144 145	2.		ices, and			rs, such as walls, but hts and obligations				
146 147	3.	Any authorized cl property, or conti			lrainage or utilities erty?	affecting the				D
148 149 150	4.				survey of the prope			P		
151 152	5.	Any encroachmen ownership interes			similar items that r	may affect your				
153 154	6.	Room additions, s repairs made with			ations or other alter mits?	rations or				
155 156	7.	Room additions, s repairs not in com			ations or other alter ding codes?	ations or				
157 158	8.	Landfill (compact thereof?	ed or oth	erwise) (on the property or a	ny portion			_	
159	9.	Any settling from	any caus	se, or slip	page, sliding or oth	ner soil problems?				
160	10.	Flooding, drainage	e or grad	ing probl	ems?					
161	11.	Any requirement t	hat flood	l insurano	ce be maintained or	the property?				
162	12.	Is any of the prope	erty in a f	flood plai	in?				_	
164 165 166 167 168	13.	foundation and/or If yes, please expla	basemen ain. If no	t? ecessary,	please attach an ad ning to these repairs	ditional sheet				
71 72 73		Property or structu tremors, wind, stor If yes, please expla	ral dama m or wo iin (use s	ge from od destro eparate s					•	
174 175 176		If yes, has said dan	nage bee	n repaire	d?		0			

				YES	NO	UNKNOWN
177 178	15	Any zoning violations, nonconforming uses and/or violations "setback" requirements?	of			
179	16	Neighborhood noise problems or other nuisances?				
180	. 17	Subdivision and/or deed restrictions or obligations?				
181 182 183 184	18	A Condominium/Homeowners Association (HOA) which has over the subject property? Name of HOA: HOA Phone Number:	HOA Address: Monthly Dues:			
185 186		Special Assessments:	Phone:			
187		Management Co. Address:				
188 189	19.	Any "common area" (facilities such as, but not limited to, poc courts, walkways or other areas co-owned in undivided interes				
190	20.	Any notices of abatement or citations against the property?				
191 192	21.	Any lawsuit(s) or proposed lawsuit(s) by or against the seller or will affect the property?	which affects			
193 194 195 196 197	22.	Is any system, equipment or part of the property being leased? If yes, please explain, and include a written statement regardin information.		0	-	П
198	22	Any optonion wall covering of the atmetium(s) covered with over	torior			
199 200	23.	Any exterior wall covering of the structure(s) covered with ex- insulation and finish systems (EIFS), also known as "synthetic If yes, has there been a recent inspection to determine whether	stucco"?			
201 202 203 204 205 206 207		has excessive moisture accumulation and/or moisture related of (The Tennessee Real Estate Commission urges any buyer or se professional inspect the structure in question for the preceding professional's finding.) If yes, please explain. If necessary, please attach an additional	eller who encoun g concern and pro			
208 209 210 211	24.	Is heating and air conditioning supplied to all finished rooms? If the same type of system is not used for all finished rooms, p	lease explain.			
212						
213 214 215 216	25.	If septic tank or other private disposal system is marked under it have adequate capacity and approved design to comply with and local requirements for the actual land area and number of baseful facilities existing at the residence?	present state			
217 218	26.	Is the property affected by governmental regulations or restrict approval for changes, use, or alterations to the property?	ions requiring			
219 220 221		Is this property in a historical district or has it been declared his any governmental authority such that permission must be obtain certain types of improvements or aesthetic changes to the proper	ned before			
222	28.	Does this property have an exterior injection well located anyw	here on it?		3	
223 224 225 226		Is seller aware of any percolation tests or soil absorption rates be performed on the property that are determined or accepted by the Tennessee Department of Environment and Conservation? If yes, results of test(s) and/or rate(s) are attached.	peing	.0		

227 228	30	. Has any residence on this property ever been moved from its original foundation to another foundation?				
229 230 231 232 233 234 235 236 237	31	Is this property in a Planned Unit Development? Planned Unit Developme is defined pursuant to Tenn. Code Ann. § 66-5-213 as "an area of land, controlled by one (1) or more landowners, to be developed under unified control or unified plan of development for a number of dwelling units, commercial, educational, recreational or industrial uses, or any combination of the foregoing, the plan for which does not correspond in lot size, bulk or type of use, density, lot coverage, open space, or other restrictions to the existing land use regulations." Unknown is not a permissible answer under the statute.	n -			
238 239	D.	CERTIFICATION. I/We certify that the information herein, concerning to 6443 OLO SPENCER Hay Pike	evill.	e. TW-	3736	57
240 241		is true and correct to the best of my/our knowledge as of the date signed. So conveyance of title to this property, these changes will be disclosed in an accordance of title to this property.				nge prior to
242		Transferor (Seller) & Marsha Q. Drews	Date 7	-28-11	Time _	pm
243		Transferor (Seller)	Date		Time	
244 245 246 247 248		Parties may wish to obtain professional advice and/or inspections appropriate provisions in the purchase agreement regarding ac				
249 250 251	insp	ansferee/Buyer's Acknowledgment: I/We understand that this disclosure struction, and that I/we have a responsibility to pay diligent attention to and indent by careful observation. I/We acknowledge receipt of a copy of this d	quire abo	ut those mate		
252		Transferee (Buyer)	Date		Time	
253		Transferee (Buyer)	Date		Time	
254 255 256	enti	he property being purchased is a condominium, the transferee/buyer is her tled, upon request, to receive certain information regarding the administration condominium association as applicable, pursuant to Tennessee Code Annota	on of the	condominiun		

YES NO UNKNOWN

SELLERS FINAL PROPERTY DISCLOSURE

257	PR	ROPERTY ADDRESS	CIT	TY
258 259 260 261		Pursuant to the disclosure requirements of the <i>Annotated</i> , § 66-5-201, et seq., the undersigned Se information previously furnished by Seller to Buy the changes, if any are reported):	eller hereby supplements the Residential Pro	perty Condition Disclosure
262 263 264		NO CHANGES To the best of the knowledge, information and belisame as it was when the Residential Property Cond	ief of the undersigned, the condition of the I lition Disclosure form was provided to the I	Property is substantially the Buyer.
265 266 267 268 269		CHANGES TO REPORT The changes shown below, which may be mater observed since the Residential Property Condition in good faith to the best of Seller's knowledge, guarantees which are not already made in the speci	Disclosure form was provided to the Buye information and belief, and is not intend	er. This statement is given ed to create warranties or
270	<u>CH</u>	HANGES REPORTED		
271 272				
273				
274				
275	-			
276	-			
277				de-title
278 279	-			
280				
281			The state of the s	
282				
283				
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287 288				
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291				
292				
293				
294 295		WITNESS WHEREOF, the information hereon is ce es indicated.	rtified by Seller and acknowledged as receive	red by Buyer upon the
296		Transferor (Seller)	Date	Time
97		Transferor (Seller)	Date	Time
298		Transferee (Buyer)	Date	Time
99		Transferee (Buyer)	Date	Time

NOTE: This form is provided by TAR to its members for their use in real estate transactions and is to be used as is. This form contains language that is in addition to the language mandated by the state of Tennessee pursuant to the disclosure requirements of the "Tennessee Residential Property Disclosure Act". Tennessee Code Annotated § 66-5-201, et seq. By downloading and/or using this form, you agree and covenant not to alter, amend, or edit said form or its contents except as where provided in the blank fields, and agree and acknowledge that any such alteration, amendment or edit of said form is done at your own risk. Use of the TAR logo in conjunction with any form other than standardized forms created by TAR is strictly prohibited. This form is subject to periodic revision and it is the responsibility of the member to use the most recent available form.



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