

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 | | | | | 189 Main Street, Kirvin, Tx 75848 | | | | | | |
|---|---|---|---|------|-----------------------------------|-------------------------------------|-------------------|---|-----|-----|---|
| 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? is occupied to the Property is is not occupying the Property. If unoccupied (by Seller), how long since Seller has occupied the Property | | | | | | | | | | | |
| | | | | | | | | | | | Y), No (N), or Unknown (U).) etermine which items will & will not convey. |
| Item | Υ | N | U | | lten | 1 | | Υ | N | U | Item Y N U |
| Cable TV Wiring | | | X | | Liqu | id F | Propane Gas: | | | X | Pump: □ sump □ grinder X |
| Carbon Monoxide Det. | | | X |] [. | -LP | Cor | mmunity (Captive) | | | X | Rain Gutters X |
| Ceiling Fans | X | | |] [. | -LP | on l | Property | | | X | Range/Stove x |
| Cooktop | X | | | | Hot | Tub |) | | | X | Roof/Attic Vents |
| Dishwasher | X | | | | Inte | rcor | n System | | | X | Sauna X |
| Disposal | | X | | | Micı | owa | ave | | | X | Smoke Detector X |
| Emergency Escape Ladder(s) | | X | | (| Outdoor Grill | | | | | X | Smoke Detector – Hearing Impaired |
| Exhaust Fans | | | X | | Pati | o/D | ecking | | | X | Spa X |
| Fences | X | | | | Plur | nbir | ng System | | | X | Trash Compactor |
| Fire Detection Equip. X Pool | | • | | | X | | | | | | |
| French Drain | | X | | | Poo | l Eq | uipment | | | X | Washer/Dryer Hookup X |
| Gas Fixtures | | | X | | Poo | l Ma | aint. Accessories | | | X | Window Screens X |
| Natural Gas Lines X | | | X | | Poo | l He | eater | | | X | Public Sewer System X |
| | | | | | | | | | | | |
| Item | | | | Υ | N | U | Additiona | | | | |
| Central A/C | | | | X | | | 🛛 electric 🚨 gas | | nur | nbe | er of units: <u>1</u> |
| Evaporative Coolers | | | | | X | | number of units: | | | | |
| Wall/Window AC Units | | | | X | | | number of units: | | | | |
| Attic Fan(s) | | | | | | X | if yes, describe: | | | | |
| Central Heat | | | | X | | | 🔎 electric 🚨 gas | | nur | nbe | er of units: <u>1</u> |
| Other Heat | | | | X | | if yes describe: | | | | | |
| Oven | | | | X | | | number of ovens: | 1 | | | 🛮 electric 🗀 gas 🗀 other: |
| Fireplace & Chimney | | | | X | | | □ wood □ gas lo | □ wood □ gas logs □ mock ☑ other: <u>wood stove</u> | | | |
| Carport | | | | X | | □ attached □ no | t a | ttac | he | ·d | |
| Garage | | | X | | | ☐ attached ☐ not attached | | | | | |
| Garage Door Openers | | | | X | | number of units: number of remotes: | | | | | |
| Satellite Dish & Controls | | | | X | | □ owned □ leased from | | | | | |
| Security System | | | | X | | ☐ owned ☐ lease | ed | fror | n | | |

(TXR-1406) 07-08-22 Initialed by: Buyer: _____, and Seller: 400 April 200 Ap

if yes, describe:

□ owned □ leased from

□ owned □ leased from

☑ electric ☐ gas ☐ other:

number of units:

X

X

Solar Panels

Water Heater

Water Softener

Other Leased Item(s)

| Diseased Trees: \square oak wiit \square | X |
|--|---|
| Endangered Species/Habitat on Property | X |
| Fault Lines | X |
| Hazardous or Toxic Waste | X |
| Improper Drainage | X |
| Intermittent or Weather Springs | X |
| Landfill | X |
| Lead-Based Paint or Lead-Based Pt. Hazards | X |
| Encroachments onto the Property | X |
| Improvements encroaching on others' property | |
| | X |
| Located in Historic District | X |
| Historic Property Designation | X |
| Previous Foundation Repairs | X |
| Previous Roof Repairs | X |
| Previous Other Structural Repairs | |
| | X |
| Previous Use of Premises for Manufacture | |
| of Methamphetamine | X |

| | Settling | X |
|-----|--|---|
| | Soil Movement | X |
| · · | X | |
| | Underground Storage Tanks | X |
| | Unplatted Easements | X |
| | Unrecorded Easements | X |
| | Urea-formaldehyde Insulation | X |
| | Water Damage Not Due to a Flood Event | X |
| | Wetlands on Property | X |
| | Wood Rot | X |
| | Active infestation of termites or other wood | |
| | destroying insects (WDI) | X |
| | Previous treatment for termites or WDI | X |
| | Previous termite or WDI damage repaired | X |
| | Previous Fires | X |
| | Termite or WDI damage needing repair | X |
| | • | X |

(TXR-1406) 07-08-22

Initialed by: Buyer:

| Соі | ncerni | ng the Property at |
|----------|--------|---|
| If t | he aı | nswer to any of the items in Section 3 is yes, explain (attach additional sheets if necessary): |
| | | |
| | *A si | ingle blockable main drain may cause a suction entrapment hazard for an individual. |
| of | repa | n 4. Are you (Seller) aware of any item, equipment, or system in or on the Property that is in need nir, which has not been previously disclosed in this notice? ☑ yes ☐ no If yes, explain (attached all sheets if necessary): AC PLENUM |
| | | |
| | | n 5. Are you (Seller) aware of any of the following conditions?* (Mark Yes (Y) if you are aware and wholly or partly as applicable. Mark No (N) if you are not aware.) |
| <u>Y</u> | N X | Present flood insurance coverage. |
| | X | Previous flooding due to a failure or breach of a reservoir or a controlled or emergency release of water from a reservoir. |
| | X | Previous flooding due to a natural flood event. |
| | X | Previous water penetration into a structure on the Property due to a natural flood. |
| | × | Located wholly partly in a 100-year floodplain (Special Flood Hazard Area-Zone A, V, A99, AE, AO, AH, VE, or AR). |
| | X | Located ☐ wholly ☐ partly in a 500-year floodplain (Moderate Flood Hazard Area-Zone X (shaded)). |
| | X | Located ☐ wholly ☐ partly in a floodway. |
| | X | Located ☐ wholly ☐ partly in a flood pool. |
| | X | Located ☐ wholly ☐ partly in a reservoir. |
| If t | he aı | nswer to any of the above is yes, explain (attach additional sheets as necessary): |
| | | |
| | | Buyer is concerned about these matters, Buyer may consult Information About Flood Hazards (TXR 1414). purposes of this notice: |
| | whic | O-year floodplain" means any area of land that: (A) is identified on the flood insurance rate map as a special flood hazard area, h is designated as Zone A, V, A99, AE, AO, AH, VE, or AR on the map; (B) has a one percent annual chance of flooding, h is considered to be a high risk of flooding; and (C) may include a regulatory floodway, flood pool, or reservoir. |
| | area | l-year floodplain" means any area of land that: (A) is identified on the flood insurance rate map as a moderate flood hazard, which is designated on the map as Zone X (shaded); and (B) has a two-tenths of one percent annual chance of flooding this considered to be a moderate risk of flooding. |
| | | od pool" means the area adjacent to a reservoir that lies above the normal maximum operating level of the reservoir and that is ect to controlled inundation under the management of the United States Army Corps of Engineers. |
| | | od insurance rate map" means the most recent flood hazard map published by the Federal Emergency Management Agency er the National Flood Insurance Act of 1968 (42 U.S.C. Section 4001 et seq.). |
| | a riv | odway" means an area that is identified on the flood insurance rate map as a regulatory floodway, which includes the channel of er or other watercourse and the adjacent land areas that must be reserved for the discharge of a base flood, also referred to as 0-year flood, without cumulatively increasing the water surface elevation more than a designated height. |
| | " | |

"Reservoir" means a water impoundment project operated by the United States Army Corps of Engineers that is intended to retain water or delay the runoff of water in a designated surface area of land.

and Seller:

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| pr | ovide | 6. Have you (Seller) ever filed a claim for flood damage to the Property with any insurance r, including the National Flood Insurance Program (NFIP)?* ☐ yes ☒ no If yes, explain (attach al sheets as necessary): |
|----------|------------|---|
| | Even risk, | nes in high risk flood zones with mortgages from federally regulated or insured lenders are required to have flood insurance. When not required, the Federal Emergency Management Agency (FEMA) encourages homeowners in high risk, moderate and low risk flood zones to purchase flood insurance that covers the structure(s) and the personal property within the ture(s). |
| Αc | lminis | 7. Have you (Seller) ever received assistance from FEMA or the U.S. Small Business stration (SBA) for flood damage to the Property? yes no If yes, explain (attach additional as necessary): |
| | | 8. Are you (Seller) aware of any of the following? (Mark Yes (Y) if you are aware. Mark No (N) re not aware.) |
| <u>Y</u> | N M | Room additions, structural modifications, or other alterations or repairs made without necessary permits, with unresolved permits, or not in compliance with building codes in effect at the time. |
| | Ž | Homeowners' associations or maintenance fees or assessments. If yes, complete the following: Name of association: Manager's name: 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. |
| | X | 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: |
| | X | Any notices of violations of deed restrictions or governmental ordinances affecting the condition or use of the Property. |
| | X | Any lawsuits or other legal proceedings directly or indirectly affecting the Property. (Includes, but is not limited to: divorce, foreclosure, heirship, bankruptcy, and taxes.) |
| | X | Any death on the Property except for those deaths caused by: natural causes, suicide, or accident unrelated to the condition of the Property. |
| | X | Any condition on the Property which materially affects the health or safety of an individual. |
| | ă | 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). |
| | X | Any rainwater harvesting system located on the Property that is larger than 500 gallons and that uses a public water supply as an auxiliary water source. |
| | X | The Property is located in a propane gas system service area owned by a propane distribution system retailer. |
| | Ă | Any portion of the Property that is located in a groundwater conservation district or a subsidence district. |
| lf t | he an | swer to any of the items in Section 8 is yes, explain (attach additional sheets if necessary): |
| (TX | (R-140 | 6) 07-08-22 Initialed by: Buyer:, and Seller:, Page 4 of 6 |

| Concerning the Prope | erty at | 189 Main Street, Kirvin, Tx 75848 | | | | | | |
|-----------------------------------|-----------------------|---|--|------------------------------|--|--|--|--|
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| persons who re | gularly provide | inspections and w | Iler) received any written in the house of t | nspectors or otherwise | | | | |
| Inspection Date | Туре | Name of Inspector | | No. of Pages | | | | |
| | - 7/- | | | | | | | |
| | | | | | | | | |
| | | | | | | | | |
| Note: A buyer sh | | | s as a reflection of the current com inspectors chosen by the b | | | | | |
| | | | Seller) currently claim for th | e Property: | | | | |
| ☐ Homestead | | □ Senior Citizen□ Agricultural | | 1 | | | | |
| | | | | | | | | |
| Section 11. Have with any insuran | | | damage, other than flood of | amage, to the Property | | | | |
| • | • | | eeds for a claim for damag | ne to the Property (for | | | | |
| | | | rd in a legal proceeding) and | | | | | |
| to make the repa | irs for which the | claim was made? | ☐ yes ☐ no If yes, explain:_ | | | | | |
| - | | | | | | | | |
| | | | | | | | | |
| | | | e detectors installed in account and Safety Code?* unknown | | | | | |
| | | onal sheets if necess | | | | | | |
| | | | | | | | | |
| *Chapter 766 of | the Health and Safe | ty Code requires one-fa | mily or two-family dwellings to have | working smoke detectors | | | | |
| | | | g code in effect in the area in which ts. If you do not know the building co | | | | | |
| | | | cal building official for more information | | | | | |
| | | | hearing impaired if: (1) the buyer of the buyer gives the seller written | | | | | |
| impairment from | a licensed physician; | and (3) within 10 days at | fter the effective date, the buyer make | es a written request for the | | | | |
| | | | specifies the locations for installatior ich brand of smoke detectors to instal | | | | | |
| Seller acknowledg | nee that the stater | ments in this notice : | are true to the best of Seller's | helief and that no nerson | | | | |
| | | | Seller to provide inaccurate in | | | | | |
| material information | on. | | · | | | | | |
| 74. LA | M-SIGNED . | Feb 12, 2023 | | | | | | |
| Signature of Selle | ASSEPTICS | Date | Signature of Seller | Date | | | | |
| Drinted News | VD Dio | vec. | Drintad Nama | | | | | |
| riiiled Name: | AP RIE | ус э | | | | | | |
| (TXR-1406) 07-08-22 | Initialed b | oy: Buyer:, | and Seller: Quasi PM CST , | Page 5 of 6 | | | | |
| Printed Name: | KP Rie | | Printed Name: | | | | | |
| (1717-1400) 07-00-22 | milialed b | y. Duyer, | anu Schel. Toutsk'PM CST, | _ raye 5 01 6 | | | | |

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 the Property is located in a seacoast territory of this state designated as a catastrophe area by the Commissioner of the Texas Department of Insurance, the Property may be subject to additional requirements to obtain or continue windstorm and hail insurance. A certificate of compliance may be required for repairs or improvements to the Property. For more information, please review *Information Regarding Windstorm and Hail Insurance for Certain Properties* (TXR 2518) and contact the Texas Department of Insurance or the Texas Windstorm Insurance Association.
- (4) This Property may be located near a military installation and may be affected by high noise or air installation compatible use zones or other operations. Information relating to high noise and compatible use zones is available in the most recent Air Installation Compatible Use Zone Study or Joint Land Use Study prepared for a military installation and may be accessed on the Internet website of the military installation and of the county and any municipality in which the military installation is located.
- (5) If you are basing your offers on square footage, measurements, or boundaries, you should have those items independently measured to verify any reported information.

| (6) The following providers currently provide service | ce to the Property: | |
|---|---------------------|--|
| Electric: Navarro County Electric Coop | phone #: | |
| Sewer: | phone #: | |
| Water: Kirvin Water Supply | | |
| Cable: | phone #: | |
| Trash: | | |
| Natural Gas: | | |
| Phone Company: | | |
| Propane: | | |
| Internet: | phone #: | |
| | | |

(7) 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: | |
| (TXR-1406) 07-08-22 | Initialed by: Buyer: _ | | and Seller: and Seller:, | Page 6 of 6 |



INFORMATION ABOUT ON-SITE SEWER FACILITY

USE OF THIS FORM BY PERSONS WHO ARE NOT MEMBERS OF THE TEXAS ASSOCIATION OF REALTORS®, INC. IS NOT AUTHORIZED. ©Texas Association of REALTORS®, Inc., 2004

| CC | ONC | ERNING THE PROPERTY AT 189 Main Street, Kirvin, Tx 75848 | |
|-----|-------|---|---------------------|
| Α. | DE | SCRIPTION OF ON-SITE SEWER FACILITY ON PROPERTY: | |
| | (1) | Type of Treatment System: ✓ Septic Tank ☐ Aerobic Treatment ☐ | ☐ Unknown |
| | (2) | Type of Distribution System: | ☐ Unknown |
| | (3) | Approximate Location of Drain Field or Distribution System: | |
| | | | |
| | (4) | Installer: | 😡 Unknown |
| | (5) | Approximate Age: | 🛚 Unknown |
| В. | MA | AINTENANCE INFORMATION: | |
| | (1) | Is Seller aware of any maintenance contract in effect for the on-site sewer facility? If yes, name of maintenance contractor: Phone: contract expiration date: | |
| | | Phone: contract expiration date: (Maintenance contracts must be in effect to operate aerobic treatment and certain site sewer facilities.) | n non-standard" on- |
| | (2) | Approximate date any tanks were last pumped? | |
| | (3) | Is Seller aware of any defect or malfunction in the on-site sewer facility? If yes, explain: | ☐ Yes ☑ No |
| | | | |
| | (4) | Does Seller have manufacturer or warranty information available for review? | ☐ Yes ☑ No |
| C. | PL | ANNING 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 □ maintenance contract □ manufacturer information □ warranty information □ | |
| | (2) | "Planning materials" are the supporting materials that describe the on-site sew submitted to the permitting authority in order to obtain a permit to install the on-site s | |
| | (3) | It may be necessary for a buyer to have the permit to operate an on-stransferred to the buyer. | site sewer facility |
| (TX | (R 14 | 107) 1-7-04 Initialed for Identification by Buyer:, and Seller | Page 1 of 2 |

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> | Usage (gal/day) without water- saving devices | Usage (gal/day) with water- saving devices |
|---|---|--|
| 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.

| | | BM-SIGNED 102/12/23 04:38 PM CS | Feb 12, 2023 |
|--------------------------|----------|------------------------------------|--------------|
| Signature of Seller | Date | Signature of Seller | Date |
| Receipt acknowledged by: | | | |
| Signature of Buyer | Date | Signature of Buyer | Date |

(TXR 1407) 1-7-04 Katherine McSwane. McSwane Real Estate LLC. 109 CR 741, Teague, TX 75860. 3882024

Produced with Brokermint. Brokermint LLC, 2157 Salk Ave, Suite 185, Carlsbad, CA 92009

Package ID: 62DE1B119454C55E23B15FC43F3E3DBC

PACKAGE CERTIFICATE



DISCLOSURES - 189 MAIN, KIRVIN TX

8 pages

Disclosures_-_KP_Rieves.pdf

8 pages

E-SIGN INFO

Status:

Originator:

Kathy McSwane kathy@mcswanerealestate.com IP: 143.55.59.160

Domain: my.brokermint.com

Date: Feb 12, 2023 04:35 PM



Package ID:

62DE1B119454C55E23B15FC43F3E3DBC

CST (UTC-6) Time zone:

Signers:



Kathy McSwane Kathy McSwane

kathy@mcswanerealestate.com

IP: 143.55.59.160

Signed

Feb 12, 2023 04:35 PM

id: b243c4cbaeb590bea9c926934194a219



KR

KP Rieves KP Rieves

rieveskp@gmail.com

IP: 174.246.142.72

Signed

Feb 12, 2023 04:38 PM

id: 437b7c0ed6568db2f4ab768a93cf34bb



HISTORY

Feb 12, 2023 04:35 PM Feb 12, 2023 04:35 PM KM Feb 12, 2023 04:38 PM KR Feb 12, 2023 04:38 PM KR Feb 12, 2023 04:38 PM

Kathy McSwane

kathy@mcswanerealestate.com Kathy McSwane kathy@mcswanerealestate.com **KP Rieves** rieveskp@gmail.com **KP Rieves** rieveskp@gmail.com

IP: 143.55.59.160 IP: 143.55.59.160

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IP: 174.246.142.72

Signed

Viewed

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