

TENNESSEE RESIDENTIAL PROPERTY CONDITION **DISCLOSURE**

	1117 / 1. 1	
1	PROPERTY ADDRESS 411 WINDING Lane	CITY Sparta
2	PROPERTY ADDRESS 417 Winding Lane. SELLER'S NAME(S) Lillian Fikes	PROPERTY AGE 1973
3	DATE SELLER ACQUIRED THE PROPERTY 2006 DO YOU OF	CCUPY 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 runits to furnish to a buyer one of the following: (1) a residential property disclosur residential property disclaimer statement (permitted only where the buyer waives the transfers may be exempt from this requirement (see Tenn. Code Ann. § 66-5-209 buyers' and sellers' rights and obligations under the Act. A complete copy of the Act http://www.state.tn.us/commerce/boards/trec/index.shtml .	e statement (the "Disclosure"), or (2) a e required Disclosure). Some property). The following is a summary of the
12	1. Sellers must disclose all known material defects 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. 14 Sellers must give the buyers the Disclosure form before the acceptance of a purchase contract.
- 15 Sellers must inform the buyers, at or before closing, of any inaccuracies or material changes in the condition that have 16 occurred since the time of the initial Disclosure, or certify that there are no changes.
- 17 Sellers may give the buyers a report or opinion prepared by a professional inspector or other expert(s) or certain 18 information provided by a public agency, in lieu of responding to some or all of the questions on the form (See Tenn. 19 Code Ann. § 66-5-204).
- 20 5. 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 21 agreed to in the purchase contract. 22
- 23 Sellers involved in the first sale of a dwelling must disclose the amount of any impact fees or adequate facility taxes 24
- 25 8. Sellers are not required to disclose if any occupant was HIV-positive, or had any other disease not likely to be 26 transmitted by occupying a home, or whether the home had been the site of a homicide, suicide or felony, or act or 27 occurrence which had no effect on the physical structure of the property.
- Sellers may provide an "as is", "no representations or warranties" disclaimer statement in lieu of the Disclosure form 28 only if the buyer waives the right to the required disclosure, otherwise the sellers must provide the completed Disclosure 29 30 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 31 auctions, court orders, some foreclosures and bankruptcies, new construction with written warranty or owner has not 32 33 resided on the property at any time within the prior 3 years. See Tenn. Code Ann. § 66-5-209).
- 11. Buyers are advised to include home and wood infestation, well, water sources, septic system, lead-based paint, radon, 34 mold, and other appropriate inspection contingencies in the contract, as the Disclosure form is not a warranty of any kind 35 by the seller, and is not a substitute for any warranties or inspections the buyer may desire to purchase. 36
- Any repair of disclosed defects must be negotiated and addressed in the Purchase and Sale Agreement; otherwise, seller 37 38 is not required to repair any such items.
- 13. Buyers may, but do not have to, waive their right to receive the Disclosure form from the sellers if the sellers provide a 39 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 42 buyer and are set out fully in Tenn. Code Ann. § 66-5-208. Buyer should consult with an attorney regarding any such 43 matters.
- 44 15. Representations in the Disclosure form are those of the sellers only, and not of any real estate licensee, although 45 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.

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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 Disclaimer Statement, or 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.

73	A.	THE SUBJECT PR	ROPI	ERTY INCLUDES THE ITEMS	CHE	CKED BELOW:
74		Range		Wall/Window Air Conditioning		Garage Door Opener(s) (Number of openers)
75		Ice Maker Hookup		Window Screens		Garage Door Remote(s)
76		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
31		220 Volt Wiring		Installed Outdoor Cooking Grill		Washer/Dryer Hookups
82		Sauna		Irrigation System		Pool In-ground Above-ground
33	0	Dishwasher		A key to all exterior doors		Access to Public Streets
34		Sump Pump		Rain Gutters		All Landscaping and all outdoor lighting

Current Termite contract with Upper Chamber LAND - COOKEVILLE, TN

Burglar Alarm/Security System Components and controls

87	□ Heat Pump	Unit #1		Ag	ge (Appro	x)						
88	☐ Heat Pump Unit #2			Age (Approx)								
89	□ Heat Pump I		Ag	e (Approx	c)							
90	Central Heat	ing Unit#	‡ 1	TUC	§Age ⊓	Electri	ic g	Ga	s 🗆	Other		
91	Central Heat	ing Unit#	[‡] 2	unkra				Ga		Other		
92	□ Central Heat	ing Unit#	3		Age c	Electri	C E	Ga:	s 🗆	Other		
93	Central Air C	Conditioni	ng #1	Tyrs	Age [Electric	C [Gas	5 0	Other		
94	Central Air C	Conditionin	ng #2	Con Ken		Electric				Other		
95	□ Central Air C	Conditionia	ng #3		Age 🗆	Electric		Gas		Other		
96	Water Heater	#1	20	O Age	Electr	ic 🛚	Gas		Solar	□ Ot	her	
97	□ Water Heater	#2	WKM	unAge ≅	Electr	ic 🗆	Gas		Solar		her	
98	Other		- 20 mil 100 m				п O					
99	Garage	Attac	hed 🗆	Not Attach	ned 🗆	Carport						
100	Water Supply	City	0	Well		Private	□ U:	tility	□ Oth	er		
101	Gas Supply	Utility	y 🗆	Bottled		Other						11
102	Waste Disposal	City S	Sewer 🗖	Septic Tan	k 🗆	Other _						
103	Roof(s): Type	Shia	9/2	6		Age	e (appro	x):	21	105	0/0	
104	Other Items:	-							Y			
105												
106 107												
	To the best of your	knowledg	ge, are any	of the above	NOT in	operating o	conditio	n?		YES		NO
107 108 109	To the best of your	_				operating o	conditio	n?		YES	8	NO
107 108 109 110	_	_				operating o	conditio	n?	0	YES	8	NO
107 108 109 110 111 112	_	_				operating o	conditio	n?	0	YES	e	NO
107 108 109 110 111 112 113	_	_				operating o	conditio	n?	П	YES	8	NO
107 108 109 110 111 112	_	_				operating o	conditio	n?	П	YES	2	NO
107 108 109 110 111 112 113 114	_	be (attach	additiona	I sheets if nec	cessary):							
107 108 109 110 111 112 113 114 115 116 117	If YES, then describe	be (attach	additiona	I sheets if nec	cessary):							
107 108 109 110 111 112 113 114 115	If YES, then describe	be (attach	additiona	I sheets if nec	cessary):							
107 108 109 110 111 112 113 114 115 116 117	If YES, then describe	be (attach	additiona	I sheets if nec	cessary):	e (e.g. secu	urity sys					
107 108 109 110 111 112 113 114 115 116 117 118 119	Leased Items: Lea	sed items	additiona that rema	in with the Pr	roperty are	e (e.g. secu	urity sys	etems,	water so	ftener sy	stems, et	c.):
107 108 109 110 111 112 113 114 115 116 117 118 119	If YES, then described the second sec	sed items umable, it	that rema	in with the Pr	coperty are sibility to	e (e.g. secu	urity sys	etems,	water so	ftener sy	stems, et	c.):
107 108 109 110 111 112 113 114 115 116 117 118 119 120	Leased Items: Lea	sed items	additiona that rema	in with the Pr	coperty are sibility to	e (e.g. secu	urity sys	stems, s	water so	ftener sy	stems, et	c.):
107 108 109 110 111 112 113 114 115 116 117 118 119 120	Leased Items: Lea If leases are not assu B. ARE YOU (SE	sed items imable, it	that rema	in with the Pr	coperty are sibility to	e (e.g. sect pay balanc	ce. CTION	stems, s	water so	ftener sy	stems, et	c.): TING?
107 108 109 110 111 112 113 114 115 116 117 118 119 120 121	Leased Items: Lea If leases are not assu B. ARE YOU (SE	sed items imable, it YES	that rema	in with the Pr	coperty are sibility to	pay baland	ce. CTION	stems, s	water so	ftener sy	stems, et	c.): VING? KNOWN
107 108 109 110 111 112 113 114 115 116 117 118 119 120 121	Leased Items: Lea If leases are not assu B. ARE YOU (SE Interior Walls Ceilings	sed items umable, it YES	that rema	in with the Pr	cessary): coperty are sibility to	pay baland IALFUNG Roof Com Basement	ce. CTION	stems, s	water so	ftener sy	stems, et	c.): VING? CNOWN
107 108 109 110 111 112 113 114 115 116 117 118 119 120 121	If YES, then described by the second	sed items mable, it LLER) A YES	that rema	in with the Pr	coperty are sibility to FECTS/M	pay baland ALFUNG Roof Com Basement Foundatio	ce. CTION	stems, s	NY OF YES	THE F	stems, et	C.): VING? KNOWN
107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126	If YES, then described by the second	sed items umable, it YES	that rema	in with the Pr	cessary): coperty are sibility to	pay baland AALFUNG Roof Com Basement Foundation Slab	ce. CTION	stems, s	water so	THE F	stems, et	c.): VING? KNOWN
107 108 109 110 111 112 113 114 115 116 117 118 119 120 121 122 123 124 125 126 127	If YES, then described by the second	sed items umable, it VES	that rema	in with the Pr	cessary): coperty are sibility to	pay baland ALFUNG Roof Com Basement Foundatio Slab Driveway	ce. CTION	stems, s	NY OF YES	THE F	ollow UNK	C.): VING? KNOWN

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			YES	NO	UNKNOWN			YES	NO	UNKNOWN
129	5	Sewer/Septic		P		Heat Pump				
130	I	Electrical System				Central Air Con-	ditioning		9	D
131 132		Exterior Walls		D		Double Paned or Window and/or			B	
133 134	1	f any of the above is	/are mark	ed YES,	please explain:					
135 136	P	lease describe any r	epairs ma	de by you	or any previous	owners of which you a	re aware (use sepa	rate shee	t if necessary).
137	C	. ARE YOU (SEI	LLER) A	WARE O	F ANY OF TH	E FOLLOWING:	YES	NO	UNKI	NOWN
138 139 140 141 142	1.	Substances, mate such as, but not l or chemical stora water, and/or kno property?	imited to: ge tanks,	asbestos methamp	, radon gas, lead hetamine, contai	ironmental hazards l-based paint, fuel minated soil or on the subject		8		
143 144 145	2.	Features shared in not limited to, fer for use and maint	ices, and/	n with adj	oining land own ays, with joint ri	ers, such as walls, but ghts and obligations		8		
146 147	3.	Any authorized corresponding property, or continuous	hanges in guous to t	roads, dra he proper	inage or utilities	s affecting the		0		-
148 149 150	4.	Any changes sinc Most recent surve	e the mos y of the p	t recent su roperty: 1	urvey of the prop ☐ (check here if	perty was done? unknown)	0	.2	Ē	3
151 152	5.	Any encroachmen ownership interest			milar items that	may affect your	0			1
153 154	6.	Room additions, s repairs made with				rations or		B		1
155 156	7.	Room additions, s repairs not in com				rations or		Ø		1
157 158	8.	Landfill (compacte thereof?	ed or othe	rwise) on	the property or	any portion				
159	9.	Any settling from	any cause	, or slippa	ige, sliding or ot	her soil problems?				
160	10.	Flooding, drainage	or gradin	g problen	ns?			9		
161	11.	Any requirement the	nat flood i	nsurance	be maintained o	n the property?				
162	12.	Is any of the prope	rty in a flo	ood plain?	•			B		
163 164 165 166 167 168 169	13.	Any past or presen foundation and/or l If yes, please expla and any available d	oasement? in. If nec ocuments	essary, pl pertainin	ease attach an ac g to these repair	lditional sheet				
			n or wood in (use sep	destroying arate she	ng organisms? et if necessary).		0	7		
175 176		If yes, has said dam						D		

			YES	NO	UNKNOWN
177 178	1	5. Any zoning violations, nonconforming uses and/or violations of "setback" requirements?			0
179	1	6. Neighborhood noise problems or other nuisances?		B	
180	1	7. Subdivision and/or deed restrictions or obligations?	0		
181 182 183 184	18	8. A Condominium/Homeowners Association (HOA) which has any authority over the subject property? Name of HOA: HOA Address HOA Phone Number: Monthly Due	s:		
185		Special Assessments: Transfer Fees	: :		
186 187		Management Company: Phone: Management Co. Address:			
188 189	19	Any "common area" (facilities such as, but not limited to, pools, tennis courts, walkways or other areas co-owned in undivided interest with others)?		0	
190	20	. Any notices of abatement or citations against the property?		6	
191 192	21	. Any lawsuit(s) or proposed lawsuit(s) by or against the seller which affects or will affect the property?			
193 194 195 196	22	Is any system, equipment or part of the property being leased? If yes, please explain, and include a written statement regarding payment information.			
197					
198 199	23.	Any exterior wall covering of the structure(s) covered with exterior insulation and finish systems (EIFS), also known as "synthetic stucco"?		6	
200 201 202 203 204 205 206 207		If yes, has there been a recent inspection to determine whether the structure has excessive moisture accumulation and/or moisture related damage? (The Tennessee Real Estate Commission urges any buyer or seller who encou professional inspect the structure in question for the preceding concern and p professional's finding.) If yes, please explain. If necessary, please attach an additional sheet.			
208 209 210 211 212	24.	Is heating and air conditioning supplied to all finished rooms? If the same type of system is not used for all finished rooms, please explain.			<u> </u>
213 214 215 216	25.	If septic tank or other private disposal system is marked under item (A), does it have adequate capacity and approved design to comply with present state and local requirements for the actual land area and number of bedrooms and facilities existing at the residence?	0		
217 218	26.	Is the property affected by governmental regulations or restrictions requiring approval for changes, use, or alterations to the property?		8	
219 220 221		Is this property in a historical district or has it been declared historical by any governmental authority such that permission must be obtained before certain types of improvements or aesthetic changes to the property are made?			
222	28.	Does this property have an exterior injection well located anywhere on it?		-	
223 224 225 226		Is seller aware of any percolation tests or soil absorption rates being 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.			

				-	
227 228	30. Has any residence on this property ever been moved from its orig foundation to another foundation?	ginal	0	0	0
229 230 231 232 233 234 235 236 237	31. Is this property in a Planned Unit Development? Planned Unit D is defined pursuant to Tenn. Code Ann. § 66-5-213 as "an area of controlled by one (1) or more landowners, to be developed under control or unified plan of development for a number of dwelling a commercial, educational, recreational or industrial uses, or any co of the foregoing, the plan for which does not correspond in lot size type of use, density, lot coverage, open space, or other restrictions existing land use regulations." Unknown is not a permissible answer the statute.	land, unified units, ombination e, bulk or s to the			
238	D. CERTIFICATION. I/We certify that the information herein, con	ncerning the rea	l property	y located at	
239 240	is true and correct to the best of my/our knowledge as of the date s	signed Should	any of the	ese condition	ns change prior to
241	conveyance of title to this property, these changes will be disclose	d in an addend	ım to this	document.	^
242	Transferor (Seller & Billian Fikes)	Date	11/10	II Tim	e 2:00 P.M
243	Transferor (Seller)	Date		Tim	e
244					
245 246	Parties may wish to obtain professional advice and/or ins	spections of the	property	and to nego	tiate
247	appropriate provisions in the purchase agreement reg	arding advice,	nspection	s or defects.	
248					
249 250 251	Transferee/Buyer's Acknowledgment: I/We understand that this disc inspection, and that I/we have a responsibility to pay diligent attention evident by careful observation. I/We acknowledge receipt of a copy	to and inquire a	bout thos		
252	Transferee (Buyer)	Date		Time	e
253	Transferee (Buyer)	Date		Time	e
254	If the property being purchased is a condominium, the transferee/buy entitled, upon request, to receive certain information regarding the adm				
255 256	the condominium association as applicable, pursuant to Tennessee Code				tine developer of

YES

NO UNKNOWN

SELLERS FINAL PROPERTY DISCLOSURE

257	PF	ROPERTY ADDRESS		CITY
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 Buyethe changes, if any are reported):	ller hereby supplements the Residential P	roperty Condition Disclosure
262 263 264		NO CHANGES To the best of the knowledge, information and beli same as it was when the Residential Property Cond	ef of the undersigned, the condition of the ition Disclosure form was provided to the	e Property is substantially the
265 266 267 268 269		CHANGES TO REPORT The changes shown below, which may be materiobserved since the Residential Property Condition in good faith to the best of Seller's knowledge, guarantees which are not already made in the specific	al to the physical condition of the Prop Disclosure form was provided to the Bu information and belief, and is not inten	erty, have occurred or been yer. This statement is given ded to create warranties or
270 271	<u>CH</u>	IANGES REPORTED		
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294 295		TITNESS WHEREOF, the information hereon is certificated.	fied by Seller and acknowledged as recei	ved by Buyer upon the
296	Т	Fransferor (Seller)	Date	Time
297	Т	Transferor (Seller)	Date	Time
298	T	ransferee (Buyer)	Date	Time
299	T	ransferee (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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