

APPENDIX A. RESIDENTIAL PROPERTY CONDITION DISCLOSURE STATEMENT

Notice to Seller: Oklahoma Law (the "Residential Property Condition Disclosure Act," Title 60, O.S., §831 et seq., effective July 1, 1995) requires Sellers of 1 and/or 2 residential dwelling units to complete this form. A Seller must complete, sign and date this disclosure form and deliver it or cause it to be delivered to a purchaser as soon as practicable, but in any event no later than before an offer is accepted by the Seller. If the Seller becomes aware of a defect after delivery of this statement, but before the Seller accepts an offer to purchase, the Seller must deliver or cause to be delivered an amended disclosure statement disclosing the newly discovered defect to the Purchaser. If the disclosure form or amendment is delivered to a Purchaser after an offer to purchase has been made by the Purchaser, the offer to purchase shall be accepted by the Seller only after a Purchaser has acknowledged receipt of this statement and confirmed the offer to purchase in writing.

Notice to Purchaser: The declarations and information contained in this disclosure statement are not warranties, express or implied of any kind, and are not a substitute for any inspections or warranties the Purchaser may wish to obtain. The information contained in this disclosure statement is not intended to be a part of any contract between the Purchaser and Seller. The information and statements contained in this disclosure statement are declarations and representations of the Seller and are not the representations of the real estate licensee.

"Defect" means a condition, malfunction, or problem that would have a materially adverse effect on the monetary value of the property, or that would impair the health or safety of future occupants of the property. 59 O.S. Section 832(9).

LOCATION OF SUBJECT PROPERTY 1359 N 4150 RD, HUGO , OK 74743

SELLER IS X IS NOT OCCUPYING THE SUBJECT PROPERTY.

Instructions to the Seller: (1) Answer ALL questions. (2) Report known conditions affecting the property. (3) Complete this form yourself. (4) If an item is not on the property, or will not be included in the sale, mark "None/Not Included." If you do not know the facts, mark "Do Not Know if Working." (5) The date of completion by you may not be more than 180 days prior to the date this form is received by a purchaser.

ARE THE ITEMS LISTED BELOW IN NORMAL WORKING ORDER?

Appliances/Systems/Services	Working	Not Working	Do Not Know if Working	None/ Not Included
Sprinkler System				X
Swimming Pool	X			
Hot Tub/Spa				X
Water Heater ✓ Electric ___ Gas ___ Solar	X			
Water Purifier	X			
Water Softener ___ Leased ___ Owned				X
Sump Pump				X
Plumbing	X			
Whirlpool Tub				X
Sewer System ___ Public X Septic ___ Lagoon	X			
Air Conditioning System X Electric ___ Gas ___ Heat Pump	X			
Window Air Conditioner(s)				X
Attic Fan				X
Fireplaces				X
Heating System ___ Electric ___ Gas X Heat Pump	X			
Humidifier				X
Ceiling Fans	X			

Appliances/Systems/Services	Working	Not Working	Do Not Know if Working	None/ Not Included
Gas Supply ___ Public ___ Propane ___ Butane				X
Propane Tank ___ Lease ___ Owned				X
Electric Air Purifier				X
Garage Door Opener				X
Intercom				X
Central Vacuum				X
Security System ___ Rent ___ Own ___ Monitored				X
Smoke Detectors	X			
Dishwasher	X			
Electrical Wiring	X			
Garbage Disposal				X
Gas Grill				X
Vent Hood	X			
Microwave Oven				X
Built-in Oven/Range				X
Kitchen Stove	X			
Trash Compactor				X
Source of Household Water ___ Public X Well ___ Private/Rural District	X			

Buyer's Initials _____ Buyer's Initials _____

Seller's Initials AP Seller's Initials MC

(OREC-11/20)

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IF YOU ANSWERED Not Working to any items on page one, please explain. Attach additional pages with your signature.

Zoning and Historical

1. Property is zoned: (Check One) ☒ residential ☐ commercial ☐ historical ☐ office ☒ agricultural ☐ industrial
☐ urban conservation ☐ other ☐ unknown

2. Is the property designated as historical or located in a registered historical district? Yes ☐ No ☒

Flood and Water

Yes No

3. What is the flood zone status of the property? NDNE

4. Are you aware if the property is located in a floodway as defined in the Oklahoma Floodplain Management Act?

☐ ☒

5. Are you aware of any flood insurance requirements concerning the property?

☐ ☒

6. Are you aware of any flood insurance on the property?

☐ ☒

7. Are you aware of the property being damaged or affected by flood, storm run-off, sewer backup, draining or grading defects?

☐ ☒

8. Are you aware of any surface or ground water drainage systems which assist in draining the property, e.g. "French Drains"?

☒ ☐

9. Are you aware of any occurrence of water in the heating and air conditioning duct system?

☐ ☒

10. Are you aware of water seepage, leakage or other draining defects in any of the improvements on the property?

☐ ☒

Additions/Alterations/Repairs

Yes No

11. Are you aware of any additions being made without required permits?

☐ ☒

12. Are you aware of any previous foundation repairs?

☐ ☒

13. Are you aware of any alterations or repairs having been made to correct defects?

☐ ☒

14. Are you aware of any defect or condition affecting the interior or exterior walls, ceilings, roof structure, slab/foundation, basement/storm cellar, floors, windows, doors, fences or garage?

☐ ☒

15. Are you aware of the roof covering ever being repaired or replaced during your ownership of the property?

☐ ☒

16. Approximate age of roof covering, if known 2 yes number of layers, if known 1

17. Do you know of any current problems with the roof covering?

☐ ☒

18. Are you aware of treatment for termite or wood-destroying organism infestation?

☐ ☒

19. Are you aware of a termite bait system installed on the property?

☐ ☒

20. If yes, is it being monitored by a licensed exterminating company? If yes, annual cost \$ N/A

21. Are you aware of any damage caused by termites or wood-destroying organisms?

☐ ☒

22. Are you aware of major fire, tornado, hail, earthquake or wind damage?

☐ ☒

23. Have you ever received payment on an insurance claim for damages to residential property and/or any improvements which were not repaired?

☐ ☒

24. Are you aware of defects pertaining to sewer, septic, lateral lines or aerobic system?

☐ ☒

Environmental (Continued on Page 3)

Yes No

25. Are you aware of the presence of asbestos?

☐ ☒

26. Are you aware of the presence of radon gas?

☐ ☒

27. Have you tested for radon gas?

☐ ☒

28. Are you aware of the presence of lead-based paint?

☐ ☒

29. Have you tested for lead-based paint?

☐ ☒

30. Are you aware of any underground storage tanks on the property?

☐ ☒

31. Are you aware of the presence of a landfill on the property?

☐ ☒

32. Are you aware of existence of hazardous or regulated materials and other conditions having an environmental impact?

☐ ☒

33. Are you aware of existence of prior manufacturing of methamphetamine?

☐ ☒

34. Have you had the property inspected for mold?

☐ ☒

35. Are you aware of any remedial treatment for mold on the property?

☐ ☒

36. Are you aware of any condition on the property that would impair the health or safety of the occupants?

☐ ☒

Buyer's Initials _____ Buyer's Initials _____
 (OREC-11/20)

Seller's Initials MC Seller's Initials MC

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Environmental (Continued from Page 2)

	Yes	No
37. Are you aware of any wells located on the property?	☒	☐
38. Are you aware of any dams located on the property? If yes, are you responsible for the maintenance of that dam? <u>YES</u> ☒ <u>NO</u> ☐	☐	☒

Property Shared in Common, Easements, Homeowner's Associations and Legal

	Yes	No
39. Are you aware of features of the property shared in common with the adjoining landowners, such as fences, driveways, and roads whose use or responsibility has an effect on the property?	☐	☒
40. Other than utility easements serving the property, are you aware of any easements or right-of-ways affecting the property?	☐	☒
41. Are you aware of encroachments affecting the property?	☐	☒
42. Are you aware of a mandatory homeowner's association? Amount of dues \$ _____ Special Assessment \$ _____ Payable: (check one) _____ monthly _____ quarterly _____ annually Are there unpaid dues or assessments for the property? <u>YES</u> ☐ <u>NO</u> ☒ If yes, what is the amount? \$ _____ Manager's Name _____ Phone Number _____	☐	☒
43. Are you aware of any zoning, building code or setback requirement violations?	☐	☒
44. Are you aware of any notices from any government or government-sponsored agencies or any other entities affecting the property?	☐	☒
45. Are you aware of any surface leases, including but not limited to agricultural, commercial or oil and gas?	☐	☒
46. Are you aware of any filed litigation or lawsuits directly or indirectly affecting property, including a foreclosure?	☐	☒
47. Is the property located in a fire district which requires payment? If yes, amount of fee \$ _____ Paid to Whom _____ Payable: (check one) _____ monthly _____ quarterly _____ annually	☐	☒
48. Is the property located in a private utility district? Check applicable _____ Water _____ Garbage _____ Sewer _____ Other _____ If other, explain _____ Initial membership fee \$ _____ Annual membership fee \$ _____ (if more than one utility attach additional pages)	☐	☒

Miscellaneous

	Yes	No
49. Are you aware of other defect(s) affecting the property not disclosed above?	☐	☒
50. Are you aware of any other fees or dues required on the property that you have not disclosed?	☐	☒

If you answered YES to any of the items on pages two and three, list the item number(s) and explain. If needed, attach additional pages with your signature(s), date(s) and location of the subject property. Drains/ditches dug to move any standing water during heavy storms.

The water well is inside the well house to the west of the house.

On the date this form is signed, the seller states that based on seller's **CURRENT ACTUAL KNOWLEDGE** of the property, the information contained above is true and accurate.

Are there any additional pages attached to this disclosure? (check one): YES ☐ NO ☒ If yes, how many? _____

Seller's Signature [Signature] Date 6-12-2023 Seller's Signature [Signature] Date 6-12-2023

A real estate licensee has no duty to the Seller or the Purchaser to conduct an independent inspection of the property and has no duty to independently verify the accuracy or completeness of any statement made by the Seller in the disclosure statement.

The Purchaser understands that the disclosures given by the Seller on this statement is not a warranty of condition. The Purchaser is urged to carefully inspect the property, and, if desired, to have the property inspected by a licensed expert. For specific uses, restrictions and flood zone status, contact the local planning, zoning and/or engineering department. The Purchaser acknowledges that the Purchaser has read and received a signed copy of this statement. This completed acknowledgement should accompany an offer to purchase on the property identified. This is to advise that this disclosure statement is not valid after 180 days from the date completed by the Seller.

Purchaser's Signature _____ Date _____ Purchaser's Signature _____ Date _____

The disclosure and disclaimer statement forms and the Oklahoma Residential Property Condition Disclosure Act information pamphlet are made available at the Oklahoma Real Estate Commission (OREC), Denver N. Davison Building, 1915 N. Stiles, Suite 200, Oklahoma City, OK 73105, or visit OREC's Web site www.orec.ok.gov.



INFORMATION ABOUT ON-SITE SEWER FACILITY

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CONCERNING THE PROPERTY AT

1359 N 4150 RD
HUGO, OK 74743

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

- (1) Type of Treatment System: ☐ Septic Tank ☒ Aerobic Treatment ☐ Unknown
☐ _____
- (2) Type of Distribution System: Aerobic ☐ Unknown
- (3) Approximate Location of Drain Field or Distribution System: System & sprinklers are to the East of the house. (3 sprinkler heads) ☐ Unknown
- (4) Installer: "Bear" 580- - (U-Save Homes, Reno TX) ☐ Unknown
- (5) Approximate Age: 2 years ☐ 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? _____
- (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.

(TXR-1407) 1-7-04

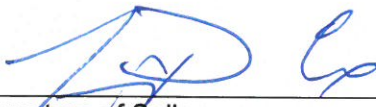
Initialed for Identification by Buyer _____, _____ and Seller MC

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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.

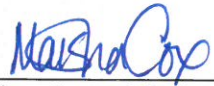
<u>Facility</u>	<u>Usage (gal/day) without water- saving devices</u>	<u>Usage (gal/day) with water- saving devices</u>
Single family dwelling (1-2 bedrooms; less than 1,500 sf)	225	180
Single family dwelling (3 bedrooms; less than 2,500 sf)	300	240
Single family dwelling (4 bedrooms; less than 3,500 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
Tommy Cox
6-12-23

Date



Signature of Seller
Marsha Cox
6-12-23

Date

Receipt acknowledged by:

Signature of Buyer

Date

Signature of Buyer

Date