



APPROVED BY THE TEXAS REAL ESTATE COMMISSION (TREC)



SELLER'S DISCLOSURE NOTICE

CONCERNING THE PROPERTY AT 10423 Claybrook Dr, Houston, TX 77089 (Street Address and City)

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 PURCHASER MAY WISH TO OBTAIN. IT IS NOT A WARRANTY OF ANY KIND BY SELLER OR SELLER'S AGENTS.

Seller [] is [x] is not occupying the Property. If unoccupied, how long since Seller has occupied the Property? Never Occupied

1. The Property has the items checked below [Write Yes (Y), No (N), or Unknown (U)]:

- Y Range, N Oven, Y Microwave, Y Dishwasher, U Trash Compactor, Y Disposal, Y Washer/Dryer Hookups, U Window Screens, N Rain Gutters, Y Security System, U Fire Detection Equipment, U Intercom System, Y Smoke Detector, U Smoke Detector-Hearing Impaired, U Carbon Monoxide Alarm, U Emergency Escape Ladder(s), U TV Antenna, U Cable TV Wiring, U Satellite Dish, Y Ceiling Fan(s), N Attic Fan(s), Y Exhaust Fan(s), Y Central A/C, Y Central Heating, N Wall/Window Air Conditioning, Y Plumbing System, N Septic System, Y Public Sewer System, Y Patio/Decking, N Outdoor Grill, Y Fences, N Pool, N Sauna, N Spa, N Hot Tub, N Pool Equipment, N Pool Heater, U Automatic Lawn Sprinkler System, Fireplace(s) & Chimney (Wood burning), Y (Mock), Y Natural Gas Lines, U Gas Fixtures, U Liquid Propane Gas, U LP Community (Captive), U LP on Property, Garage: Y Attached, N Not Attached, N Carport, Garage Door Opener(s): Y Electronic, N Control(s), Water Heater: Y Gas, N Electric, Water Supply: N City, N Well, Y MUD, N Co-op, Roof Type: Asphalt Shingles, Age: 8 to 15 Years (approx.)

Are you (Seller) aware of any of the above items that are not in working condition, that have known defects, or that are in need of repair? [x] Yes [] No [] Unknown. If yes, then describe. (Attach additional sheets if necessary): Garage door opener: Chain Drive not working, Buyer should have their own inspection. Fence: See Page 2, Section 4

Seller has never occupied this property. Seller encourages Buyer to have their own inspections performed and verify all information relating to this property.

2. Does the property have working smoke detectors installed in accordance with the smoke detector requirements of Chapter 766, Health and Safety Code? * Yes No Unknown. If the answer to this question is no or unknown, explain (Attach additional sheets if necessary): Detectors have been brought to code for age of home.

* 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 the installation. The parties may agree who will bear the cost of installing the smoke detectors and which brand of smoke detectors to install.

3. Are you (Seller) aware of any known defects/malfunctions in any of the following? Write Yes (Y) if you are aware, write No (N) if you are not aware.

- | | | |
|--------------------------------------------------------|-----------------------------|----------------------------|
| <u>N</u> Interior Walls | <u>N</u> Ceilings | <u>N</u> Floors |
| <u>N</u> Exterior Walls | <u>N</u> Doors | <u>Y</u> Windows |
| <u>N</u> Roof | <u>N</u> Foundation/Slab(s) | <u>N</u> Sidewalks |
| <u>Y</u> Walls/Fences | <u>N</u> Driveways | <u>N</u> Intercom System |
| <u>N</u> Plumbing/Sewers/Septics | <u>N</u> Electrical Systems | <u>N</u> Lighting Fixtures |
| <u>N</u> Other Structural Components (Describe): _____ | | |

If the answer to any of the above is yes, explain. (Attach additional sheets if necessary): Fence: Damaged/missing wood fencing.

Buyer should have their own inspection. Window: Damaged/window screen at back, buyer should have their own inspection.

Seller has never occupied this property. Seller encourages Buyer to have their own inspections performed and verify all information relating to this property.

4. Are you (Seller) aware of any of the following conditions? Write Yes (Y) if you are aware, write No (N) if you are not aware.

- | | |
|-------------------------------------------------------------|------------------------------------------------------|
| <u>N</u> Active Termites (includes wood destroying insects) | <u>Y</u> Previous Structural or Roof Repair |
| <u>N</u> Termite or Wood Rot Damage Needing Repair | <u>N</u> Hazardous or Toxic Waste |
| <u>Y</u> Previous Termite Damage | <u>N</u> Asbestos Components |
| <u>Y</u> Previous Termite Treatment | <u>N</u> Urea-formaldehyde Insulation |
| <u>N</u> Improper Drainage | <u>N</u> Radon Gas |
| <u>N</u> Water Damage Not Due to a Flood Event | <u>N</u> Lead Based Paint |
| <u>N</u> Landfill, Settling, Soil Movement, Fault Lines | <u>N</u> Aluminum Wiring |
| <u>N</u> Single Blockable Main Drain in Pool/Hot Tub/Spa* | <u>N</u> Previous Fires |
| | <u>N</u> Unplatted Easements |
| | <u>N</u> Subsurface Structure or Pits |
| | <u>N</u> Previous Use of Premises for Manufacture of |
| | <u>N</u> Methamphetamine |

If the answer to any of the above is yes, explain. (Attach additional sheets if necessary): _____

Termites: Previous termite damage found on the front left baseboard and inside the affected wall. Treatment applied all around the house.

Roof: Age of roof indicates previous seller replaced it in prior years. - Details unknown.

Seller has never occupied this property. Seller encourages Buyer to have their own inspections performed and verify all information relating to this property.

* A single blockable main drain may cause a suction entrapment hazard for an individual.

5. Are you (Seller) aware of any item, equipment, or system in or on the Property that is in need of repair? Yes (if you are aware) No (if you are not aware). If yes, explain (attach additional sheets if necessary). _____

Seller has never occupied this property. Seller encourages Buyer to have their own inspections performed and verify all information relating to this property.

6. Are you (Seller) aware of any of the following conditions?* Write Yes (Y) if you are aware, write No (N) if you are not aware.
- N Present flood insurance coverage
- N Previous flooding due to a failure or breach of a reservoir or a controlled or emergency release of water from a reservoir
- N Previous water penetration into a structure on the property due to a natural flood event

Write Yes (Y) if you are aware, and check wholly or partly as applicable, write No (N) if you are not aware.

- N Located wholly partly in a 100-year floodplain (Special Flood Hazard Area-Zone A, V, A99, AE, AO, AH, VE, or AR)
- N Located wholly partly in a 500-year floodplain (Moderate Flood Hazard Area-Zone X (shaded))
- N Located wholly partly in a floodway
- N Located wholly partly in a flood pool
- N Located wholly partly in a reservoir

If the answer to any of the above is yes, explain (attach additional sheets if necessary): _____

Seller has never occupied this property. Seller encourages Buyer to have their own inspections performed and verify all information relating to this property.

*For purposes of this notice:

"100-year floodplain" means any area of land that:

- (A) is identified on the flood insurance rate map as a special flood hazard area, which 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, which is considered to be a high risk of flooding; and
- (C) may include a regulatory floodway, flood pool, or reservoir.

"500-year floodplain" means any area of land that:

- (A) is identified on the flood insurance rate map as a moderate flood hazard area, which is designated on the map as Zone X (shaded); and
- (B) has a two-tenths of one percent annual chance of flooding, which is considered to be a moderate risk of flooding.

"Flood pool" means the area adjacent to a reservoir that lies above the normal maximum operating level of the reservoir and that is subject to controlled inundation under the management of the United States Army Corps of Engineers.

"Flood insurance rate map" means the most recent flood hazard map published by the Federal Emergency Management Agency under the National Flood Insurance Act of 1968 (42 U.S.C. Section 4001 et seq.).

"Floodway" means an area that is identified on the flood insurance rate map as a regulatory floodway, which includes the channel of a river or other watercourse and the adjacent land areas that must be reserved for the discharge of a base flood, also referred to as a 100-year flood, without cumulatively increasing the water surface elevation of 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.

7. Have you (Seller) ever filed a claim for flood damage to the property with any insurance provider, including the National Flood Insurance Program (NFIP)?* Yes No. If yes, explain (attach additional sheets as necessary): _____

Seller has never occupied this property. Seller encourages Buyer to have their own inspections performed and verify all information relating to this property.

*Homes in high risk flood zones with mortgages from federally regulated or insured lenders are required to have flood insurance. Even when not required, the Federal Emergency Management Agency (FEMA) encourages homeowners in high risk, moderate risk, and low risk flood zones to purchase flood insurance that covers the structure(s) and the personal property within the structure(s).

8. Have you (Seller) ever received assistance from FEMA or the U.S. Small Business Administration (SBA) for flood damage to the property? Yes No. If yes, explain (attach additional sheets as necessary): _____

Seller has never occupied this property. Seller encourages Buyer to have their own inspections performed and verify all information relating to this property.

9. Are you (Seller) aware of any of the following? Write Yes (Y) if you are aware, write No (N) if you are not aware.
- Room additions, structural modifications, or other alterations or repairs made without necessary permits or not in compliance with building codes in effect at that time.
 - Homeowners' Association or maintenance fees or assessments.
 - Any "common area" (facilities such as pools, tennis courts, walkways, or other areas) co-owned in undivided interest with others.
 - Any notices of violations of deed restrictions or governmental ordinances affecting the condition or use of the Property.
 - Any lawsuits directly or indirectly affecting the Property.
 - Any condition on the Property which materially affects the physical health or safety of an individual.
 - 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.
 - Any portion of the property that is located in a groundwater conservation district or a subsidence district.

If the answer to any of the above is yes, explain. (Attach additional sheets if necessary): Clear Brook Meadows Co.: Houston Community Management Services. Phone number: (832) 864-1200. Main Fee: \$410.00 (Annually). Property is located in Harris-Galveston Subsidence District

Please see attached for HOA-related expenses provided to Seller at the time Seller purchased this property. Buyer is encouraged to contact HOA for current information.

Seller has never occupied this property. Seller encourages Buyer to have their own inspections performed and verify all information relating to this property.

10. 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 maybe required for repairs or improvements. Contact the local government with ordinance authority over construction adjacent to public beaches for more information.
11. 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.

Authorized Signer on Behalf of
Opendoor Property Trust I

Chris O'Riordan

12/05/2019

Signature of Seller

Date

Signature of Seller

Date

The undersigned purchaser hereby acknowledges receipt of the foregoing notice.

Signature of Purchaser

Date

Signature of Purchaser

Date



This form was prepared by the Texas Real Estate Commission in accordance with Texas Property Code § 5.008(b) and is to be used in conjunction with a contract for the sale of real property entered into on or after September 1, 2019. Texas Real Estate Commission, P.O. Box 12188, Austin, TX 78711-2188, 512-936-3000 (<http://www.trec.texas.gov>) TREC NO. OP-H

Documentation provided to Seller at the time Seller purchased this property. Buyer is encouraged to contact HOA for current information.

Resale Disclosure Certificate
Clear Brook Meadows O.A.

PLEASE REFER TO PAGE 2 FOR COMPLETE ESCROW INSTRUCTIONS AND DETAILS

Order #: 8-01235612

Statement Date: 11/01/2019

Property Address: 10423 Claybrook Drive, Houston TX 77089

Order Date: 10/24/2019
 Requested By: SOU Processing
 Phone #: (678) 282-5790
 Fax #: (678) 281-8876
 Contact Name: OSNational
 Contact Phone: 678-282-2342
 Contact Email:

Escrow #: 200507
 Owner / Seller: XXXXXXXXXX
 Closing Date: 11/22/2019
 Buyer's Name: Opendoor Property Trust I, LLC
 Buyer's Address: 6360 E. Thomas Rd , 200
 City/State/Zip: Scottsdale, AZ 85251
 Buyer's Phone #:

FEES DUE TO HOUSTON COMMUNITY MANAGEMENT SERVICES

Order #	Processing Fee	Expedite Fee	Delivery Fee	Adjustment	Convenience Fee	Tax	Amount Due	Amount Paid	Balance
8-01235612	\$425.00	\$0.00	\$0.00	\$0.00	\$15.00	\$0.00	\$440.00	\$440.00	\$0.00
Post-Closing Fee									\$200.00
Other Fees									\$0.00
Total Due									\$200.00

Please reference ALL order number(s) from above on all checks you issue.

ALL FEES/AMOUNTS PAYABLE AT CLOSING

Mail all payments to: HOUSTON COMMUNITY MANAGEMENT SERVICES
 1225 ALMA RD SUITE 100
 RICHARDSON, TX 75081

PLEASE PROVIDE SEPARATE CHECKS FOR AMOUNTS BELOW:

- Please collect **\$200.00** for above noted fees.

MAKE CHECK PAYABLE TO: Houston Community Management Services

- Please collect **\$0.00** for Association fees. (See page 2 for Comments & Fee Details)

MAKE CHECK PAYABLE TO: Clear Brook Meadows O.A.

Please provide Houston Community Management Services with:

- A copy of Settlement statement with payment.

This information is being provided by Houston Community Management Services as a courtesy service to lenders and other real estate professionals. Although Houston Community Management Services believes that the information provided is complete and accurate, the requesting party understands and acknowledges that this information is subject to change without notice and that Houston Community Management Services is not responsible for any inaccurate or omitted information.

Resale Disclosure Certificate
Clear Brook Meadows O.A.

FEES DUE TO ASSOCIATION

ADDITIONAL COMMENTS

<p>REGULAR ASSESSMENTS PAID THROUGH <u>12/31/2019</u></p> <p style="text-align: right;">Current Balance <u>\$0.00</u></p> <p style="text-align: right;">Association Transfer Fees <u>\$0.00</u></p> <p style="text-align: right;">Working Capital Contribution <u>\$0.00</u></p> <p style="text-align: right;">Reserve Contribution <u>\$0.00</u></p> <p style="text-align: right;">Legal Fees <u>\$0.00</u></p> <p style="text-align: right;">Buyer's Advanced Assessments <u>\$0.00</u></p> <p style="text-align: right;">Other Fees <u>\$0.00</u></p> <p style="text-align: right;">Other Fees <u>\$0.00</u></p> <p style="text-align: right;">Other Fees <u>\$0.00</u></p> <p style="text-align: right;">TOTAL DUE: <u>\$0.00</u></p>	<p>HCMS is not in the position to provide or sign 60 day letters as we do not have the ability to track mortgagees. In most instances, the Association is the second lien holder as the mortgagee supersedes the Association. Please refer to the Governing Documents to confirm this information.</p> <p>***If this property will not be used as a primary address, please provide primary address on all closing statements submitted to HCMS***</p> <p>Quotes are good for 30 days.</p>
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Association Assessments

Amount of Property Assessment is?	\$410.00
Frequency of Property Assessment?	ANNUAL
The Late Fee is?	\$25.00
Assessments are due on the (for instance, "5th" / "10th"):	1ST JANUARY
Any late fee interest? If so, how is it determined/calculated?	0.83% MTH on balance owed
Assessment is past due on?	1ST FEBRUARY
Other Assessment amount?	\$0.00
Purpose of other Assessment?	N/A
Amount of any active Special Assessments?	\$0.00
Purpose of Special Assessment?	N/A

FINANCIAL INFORMATION

Is there a Community Enhancement Fee?	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>
If so, how is Fee determined / calculated?	N/A
Amount of money in the designated reserve fund intended to be used for long term capital needs?	\$149,910.13

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Resale Disclosure Certificate Clear Brook Meadows O.A.

Capital expenditures, if any, approved by the property owners' association for the property owners' association's current fiscal year:

N/A

Does the Association have any active leasehold that effects the Association? If so, what is the nature of the leasehold, and what is the remaining term of said leasehold?

N/A

If a Unit/Home is acquired through foreclosure, is mortgage company responsible for all unpaid and future Association Assessments and related costs? If so, explain?

ONLY FROM DATE OF FORECLOSURE FORWARD

LEGAL INFORMATION

Does the Association hold the Right of First Refusal, other than a right of first refusal that is prohibited by statute, on this property transaction? If so, explain the process for obtaining a waiver.

NO

Do the governing documents specifically allow the Association to foreclose on an owner's property for failure to pay Assessments? Yes No

Are there any liens against this specific Property? If so, explain?

None known

Is the Association involved with any litigation with this specific Association Member? If so, explain?

NO

Are there any active judgments against the Association? If so, explain?

NO

The style and cause number of pending lawsuits to which the property owners Association is a party, other than lawsuits relating to unpaid ad valorem taxes of an individual member of the association:

NO

COVENANT COMPLIANCE INFORMATION

Has the Unit/Home been specifically inspected for compliance with covenants in conjunction with this inquiry? Yes No

A description of any conditions on the owner's property that the property owner association has actual knowledge are in violation of the restrictions applying to the subdivision/condominium or the bylaws or rules of the association would include:

PLEASE SEE THE ATTACHED CCI INSPECTION REPORT

Has notice been received from any governmental authority concerning any health, safety or building code issues in regards to common area, or Units/Homes, to our knowledge? If so, explain?

NO

GENERAL INFORMATION

Type of Association/Community? SINGLE FAMILY

If Sub or Master Association, explain? N/A

Date of Association Fiscal Year End? DECEMBER 31ST

Is Unit/Home held in Fee Simple? Yes No

Are pets permitted? If so, are there any restrictions?

YES, PER DOCUMENTS AND CITY ORDINANCE

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Resale Disclosure Certificate
Clear Brook Meadows O.A.

Is there a key to common areas? If so, is there a deposit/amount?

NO

Is street parking permitted? If so, are there any restrictions?

YES, PER DOCUMENTS AND CITY ORDINANCE

Is RV/Boat storage permitted? If so, are there any restrictions?

YES, OUT OF PUBLIC VIEW

What areas of the community is the owner responsible to maintain other than their Unit/Home/Lot?

NONE

INSURANCE INFORMATION

Insurer's Name?

ASSOCIATIONS

Contact Information?

AIAI

Phone Number?

1-866-384-8579

The amount of Fidelity coverage for Directors and Officers?

\$1,000,000.00

Are any Common Area structures located in a Special Flood Hazard Area?

Yes No

Does the Association have General Liability and Property Insurance coverage?

Yes No

Amount of General Liability Insurance?

\$1,000,000.00

Amount of Property Insurance coverage?

\$312,000.00

MANAGEMENT COMPANY INFORMATION

Houston Community Management Services
17049 El Camino Real Suite 100
Houston, TX 77058
Phone: (832) 864-1200
Fax: (281) 218-6973

I hereby certify that the above information is true and correct to the best of my knowledge and belief.

Customer Service

11/01/2019

Signature of person completing form

Statement Date

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