



APPROVED BY THE TEXAS REAL ESTATE COMMISSION (TREC)

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SELLER'S DISCLOSURE NOTICE

CONCERNING THE PROPERTY AT 394 Air Park Dr Livingston
(Street Address and City)

THIS NOTICE IS A DISCLOSURE OF SELLER'S KNOWLEDGE OF THE CONDITION OF THE PROPERTY AS OF THE DATE SELLER AND IS NOT A SUBSTITUTE FOR ANY INSPECTIONS OR WARRANTIES THE PURCHASER MAY WISH TO OBTAIN. IT WARRANTY OF ANY KIND BY SELLER OR SELLER'S AGENTS.

Seller is is not occupying the Property. If unoccupied, how long since Seller has occupied the Property? _____

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

- | | | |
|--|--|---|
| <input checked="" type="checkbox"/> Range | <input checked="" type="checkbox"/> Oven | <input checked="" type="checkbox"/> Microwave |
| <input checked="" type="checkbox"/> Dishwasher | <input checked="" type="checkbox"/> Trash Compactor | <input checked="" type="checkbox"/> Disposal |
| <input checked="" type="checkbox"/> Washer/Dryer Hookups | <input checked="" type="checkbox"/> Window Screens | <input checked="" type="checkbox"/> Rain Gutters |
| <input checked="" type="checkbox"/> Security System | <input checked="" type="checkbox"/> Fire Detection Equipment | <input checked="" type="checkbox"/> Intercom System |
| | <input checked="" type="checkbox"/> Smoke Detector | |
| | <input checked="" type="checkbox"/> Smoke Detector-Hearing Impaired | |
| | <input checked="" type="checkbox"/> Carbon Monoxide Alarm | |
| | <input checked="" type="checkbox"/> Emergency Escape Ladder(s) | |
| <input checked="" type="checkbox"/> TV Antenna (<i>Direct Tv</i>) | <input checked="" type="checkbox"/> Cable TV Wiring | <input checked="" type="checkbox"/> Satellite Dish <i>Direct Tv</i> |
| <input checked="" type="checkbox"/> Ceiling Fan(s) <i>6 - inside</i> | <input checked="" type="checkbox"/> Attic Fan(s) | <input checked="" type="checkbox"/> Exhaust Fan(s) |
| <input checked="" type="checkbox"/> Central A/C | <input checked="" type="checkbox"/> Central Heating <i>Heat pump</i> | <input checked="" type="checkbox"/> Wall/Window Air Condition |
| <input checked="" type="checkbox"/> Plumbing System | <input checked="" type="checkbox"/> Septic System <i>Aerobic</i> | <input checked="" type="checkbox"/> Public Sewer System |
| <input checked="" type="checkbox"/> Patio/Decking | <input checked="" type="checkbox"/> Outdoor Grill | <input checked="" type="checkbox"/> Fences |
| <input checked="" type="checkbox"/> Pool | <input checked="" type="checkbox"/> Sauna | <input checked="" type="checkbox"/> Spa <input checked="" type="checkbox"/> Hot Tub |
| <input checked="" type="checkbox"/> Pool Equipment | <input checked="" type="checkbox"/> Pool Heater | <input checked="" type="checkbox"/> Automatic Lawn Sprinkler S |
| <input checked="" type="checkbox"/> Fireplace(s) & Chimney | | <input checked="" type="checkbox"/> Fireplace(s) & Chimney |
| <input checked="" type="checkbox"/> (Wood burning) | | <input checked="" type="checkbox"/> (Mock) |
| <input checked="" type="checkbox"/> Natural Gas Lines | | <input checked="" type="checkbox"/> Gas Fixtures |
| <input checked="" type="checkbox"/> Liquid Propane Gas | <input checked="" type="checkbox"/> LP Community (Captive) | <input checked="" type="checkbox"/> LP on Property |
| Garage: <input checked="" type="checkbox"/> Attached | <input checked="" type="checkbox"/> Not Attached | <input checked="" type="checkbox"/> Carport |
| Garage Door Opener(s): | <input checked="" type="checkbox"/> Electronic | <input checked="" type="checkbox"/> Control(s) |
| Water Heater: <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> Gas | <input checked="" type="checkbox"/> Electric |
| Water Supply: <input checked="" type="checkbox"/> City | <input checked="" type="checkbox"/> Well | <input checked="" type="checkbox"/> Co-op |
| Roof Type: <u>30 Composite</u> | Age: <u>10</u> | (approx.) |

Are you (Seller) aware of any of the above items that are not in working condition, that have known defects, or the need of repair? Yes No Unknown. If yes, then describe. (Attach additional sheets if necessary):

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

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 including performance, location, and power source requirements. If you do not know the building code require effect in your area, you may check unknown above or contact your local building official for more information. A buyer require a seller to install smoke detectors for the hearing impaired if: (1) the buyer or a member of the buyer's family will reside in the dwelling is hearing impaired; (2) the buyer gives the seller written evidence of the hearing impairment a licensed physician; and (3) within 10 days after the effective date, the buyer makes a written request for the seller smoke detectors for the hearing impaired and specifies the locations for the installation. The parties may agree who 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>N</u> Windows
<u>N</u> Roof	<u>N</u> Foundation/Slab(s)	<u>N</u> Sidewalks
<u>N</u> Walls/Fences	<u>N</u> Driveways	<u>-</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):

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>N</u> Previous Structural or Roof Repair
<u>N</u> Termite or Wood Rot Damage Needing Repair	<u>N</u> Hazardous or Toxic Waste
<u>N</u> Previous Termite Damage	<u>N</u> Asbestos Components
<u>N</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

N Single Blockable Main Drain in Pool/Hot Tub/Spa*

N Previous Fires

N Unplatted Easements

N Subsurface Structure or Pits

N Previous Use of Premises for Manufacture of

N Methamphetamine

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

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

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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 No (if you are not aware). If yes, explain (attach additional sheets if necessary).

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 a

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

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, V

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): _____

*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 designate 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,

(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 design 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 model risk of flooding.

"Flood pool" means the area adjacent to a reservoir that lies above the normal maximum operating level c 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, whi includes the channel of a river or other watercourse and the adjacent land areas that must be reserved for the discl of a base flood, also referred to as a 100-year flood, without cumulatively increasing the water surface elevation of

than a designated height.

"Reservoir" means a water impoundment project operated by the United States Army Corps of Engineers 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): _____

*Homes in high risk flood zones with mortgages from federally regulated or insured lenders are required to 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 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 property? Yes No. If yes, explain (attach additional sheets as necessary): _____

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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.

- N Room additions, structural modifications, or other alterations or repairs made without necessary permits or no compliance with building codes in effect at that time.
- Y Homeowners' Association or maintenance fees or assessments.
- N Any "common area" (facilities such as pools, tennis courts, walkways, or other areas) co-owned in undivided interest with others.
- N Any notices of violations of deed restrictions or governmental ordinances affecting the condition or use of the Property.
- N Any lawsuits directly or indirectly affecting the Property.
- N Any condition on the Property which materially affects the physical health or safety of an individual.
- N Any rainwater harvesting system located on the property that is larger than 500 gallons and that uses a public supply as an auxiliary water source.
- N 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):

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 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 certificate may be 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 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.

[Handwritten Signature]
Signature of Seller

12-7-2019
Date

[Handwritten Signature] 12-7-19
Signature of Seller

The undersigned purchaser hereby acknowledges receipt of the foregoing notice.

Signature of Purchaser

Date

Signature of Purchaser



This form was prepared by the Texas Real Estate Commission in accordance with Texas Property Code § 5.008(b) and shall be used in conjunction with a contract for the sale of real property entered into on or after September 1, 2019. TREC, P.O. Box 12188, Austin, TX 78711-2188, 512-936-3000 (<http://www.trec.texas.gov>) TREC N

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