



APPROVED BY THE TEXAS REAL ESTATE COMMISSION (TREC)



**SELLER'S DISCLOSURE NOTICE**

CONCERNING THE PROPERTY AT 19478 DESNA DRIVE, Porter TX  
(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  is not occupying the Property. If unoccupied, how long since Seller has occupied the Property? 18 YEARS

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

- Range  Oven  Microwave
- Dishwasher  Trash Compactor  Disposal
- Washer/Dryer Hookups  Window Screens  Rain Gutters
- Security System  Fire Detection Equipment  Intercom System
- Smoke Detector
- Smoke Detector-Hearing Impaired
- Carbon Monoxide Alarm
- Emergency Escape Ladder(s)
- TV Antenna  Cable TV Wiring  Satellite Dish
- Ceiling Fan(s)  Attic Fan(s)  Exhaust Fan(s)
- Central A/C  Central Heating  Wall/Window Air Conditioning
- Plumbing System  Septic System  Public Sewer System
- Patio/Decking  Outdoor Grill  Fences
- Pool  Sauna  Spa  Hot Tub
- Pool Equipment  Pool Heater  Automatic Lawn Sprinkler System
- Fireplace(s) & Chimney  Fireplace(s) & Chimney (Mock)
- (Wood burning)
- Natural Gas Lines  Gas Fixtures
- Liquid Propane Gas:  LP Community (Captive)  LP on Property
- Fuel Gas Piping:  Black Iron Pipe  Corrugated Stainless Steel Tubing  Copper
- Garage:  Attached  Not Attached  Carport
- Garage Door Opener(s):  Electronic  Control(s)
- Water Heater:  Gas  Electric
- Water Supply:  City  Well  MUD  Co-op
- Roof Type: COMP Age: 18 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?  Yes  No  Unknown. If yes, then describe. (Attach additional sheets if necessary):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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): \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

\* 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>  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>  N  </u> Intercom System   |
| <u>  N  </u> Plumbing/Sewers/Septics | <u>  N  </u> Electrical Systems | <u>  N  </u> Lighting Fixtures |

           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   |
| <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 Methamphetamine |

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

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). \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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): \_\_\_\_\_  
\_\_\_\_\_

\*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): \_\_\_\_\_  
\_\_\_\_\_

\*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): \_\_\_\_\_  
\_\_\_\_\_

