

SELLER DISCLOSURE OF PROPERTY CONDITION

This information in this form is only for the time period the undersigned has owned the property, _____

9-29-98
(Date of Purchase)

to _____

(Date of this Form)

PROPERTY ADDRESS: _____

906 UNION HWY, SCERR, W. VA. 26726

SELLER'S NAME: ALLAN AND DEBORAH KUNKEL

PURPOSE OF STATEMENT: Disclosure is based solely on the seller's observation and knowledge of the property's condition and the improvements thereon. This statement is not a warranty of any kind by the seller or seller's agent and shall not be intended as a substitute for any inspection or warranty the purchaser may wish to obtain.

SELLER'S DISCLOSURE: I/We disclose the following information regarding the property and this information is true and accurate to the best of my/our knowledge as of the date signed. Seller authorizes the agent to provide a copy of this statement to any person or entity in connection with actual or anticipated sale of the property. The following are representations made by seller and are not the representation of the agent. The agent has no independent knowledge of the condition of the property except that which is set out on this form.

PROPERTY INFORMATION, CONDITIONS AND IMPROVEMENTS

A. OWNERSHIP:

- 1. Do you currently live in subject property? YES
If not have you ever lived in this property? _____
- 2. Is property vacant? NO If so, for how long? _____
- 3. Are you a builder or developer? NO
- 4. Are you a licensed real estate agent? NO

ADDITIONAL COMMENTS: _____

B. ENVIRONMENTAL:

- 1. Is the lawn chemically treated? YES By whom? MOUNTAIN STATE PEST CONTROL
- 2. Any excessive noises (airplanes, trains, trucks, etc.)? NO What? _____
- 3. Any underground storage tanks? NO Phase one studies completed? _____

Is report available? _____
ADDITIONAL COMMENTS: _____

C. LAND:

- 1. Is the house built on landfill (compacted or otherwise)? NO
Is there landfill on any portion of the property? _____
- 2. Any past or present flooding or drainage problems on the property? NO
- 3. Any standing water after rain? NO
Any sump pumps in basement or crawlspace? NO Any active springs? SEASONAL SPRING IN REAR OF PROPERTY
(Attach explanation) Is the property located wholly or partly in a Flood Plain Zone, as determined by the National Flood Insurance Maps? NO Current flood insurance premium \$ _____
Any abandoned wells or septic tanks or cisterns? 2 Where? OLD COVERED WELLS
- 4. Has land been mined? NO Explain: _____

ADDITIONAL COMMENTS: _____

D. STRUCTURAL:

- 1. Approximate age of the house: 1978 Name of Builder: UNKNOWN
- 2. Do you know of any condition of design or workmanship of the structures that would be considered substandard? NO
Is any portion of the dwelling of any type of construction other than on-site stick built? No Yes _____ Type of construction _____
Do you know of any structural additions or alterations, or the installation, alteration, repair, or replacement of significant components of the structure completed during the term of your ownership or that of a prior owner? YES Do you know of any violations of government regulations, ordinances, or zoning law regarding this property? NO

PUT NEW RAFTERS AND ROOF ON BEDROOM WING WHEN THE SOLAR PANEL WAS REMOVED. THE POOL ROOF WAS REPLACED ~~REPL~~
2018-19.

Explain: _____

3. Do you know of any excessive settling, slippage, sliding or other soil problems, past or present? NO
If so, has any structural damage resulted? _____ If yes, attach explanation.
4. Exterior cover (check) Brick _____ Stone Aluminum _____ Vinyl Cedar _____ Lap Siding _____
Redwood _____ Fir _____ Others _____
Date of last maintenance (paint, etc) 2018-19
5. Any problems with retaining walls cracking or bulging? NO Repaired? _____
When? _____
6. Do you know of any past or present problem with driveways, walkways, sidewalks, and patios such as large cracks, potholes, and raised sections? NO If so, what was done and by whom? _____
Explain: _____
7. Any significant cracks in foundations? NO Exterior walls? NO Slab floors? NO Ceilings? NO
Chimneys? NO Fireplaces? NO Decks? NO Garage Floor? NO Porch Floor? _____
Other? _____
8. Any slanted or uneven floors? NO Distorted door frames (uneven spaces between doors and frames)? NO
Any sticking windows? NO Any sagging ceiling beams or roof rafters? NO
9. Is the crawl space damp? N/A Has a moisture barrier been installed? _____
Explain: _____
10. Any moisture in basement? NO Corrected? _____ Attach explanation.
11. Any windows or patio door glass broken? NO Seals broken in insulated panes? NO
Fogged? _____
12. Did you do any improvements yourself? NO What? _____
13. Do you have hardwood floors under the floor coverings? NO
14. Is the laundry room in the basement? NO First Floor? YES Second Floor? _____
Other: _____

ADDITIONAL COMMENTS: _____

E. ELECTRICAL SYSTEM:

1. Electric service: 60 amp? _____ 100 amp? _____ 200 amp? Fuses? NO Circuit Breaker? YES
Rewired? _____ Date: _____
2. Is the wiring copper? YES or aluminum? _____
3. Any damage or malfunctioning receptacles? NO Switches? NO Fixtures? NO
Attach explanation.
4. Are any extension cords stapled to baseboards or underneath carpets or rugs? NO
5. Is there GFCI wiring in Kitchen? YES Bathroom? YES Garage? NO For outside TV and TV cable? NO
6. Are you aware of any defects, malfunctions, or illegal installations or electrical equipment in or outside of house? NO

Explain: _____

ADDITIONAL COMMENTS: _____

F. INSULATION, HEATING, AIR CONDITIONING, VENTILATION, AND OTHER EQUIPMENT:

1. Type of heating system? HEAT PUMP Age? 2015 Supplemental heating? 3 Fireplaces
2. Electronic air cleaner? NO Operable? _____ Humidifier? NO Operable? _____
3. Fireplace? 2 Masonry? YES Insert? 1 Fireplace damper? YES
Last inspection and cleaning? NO By whom? _____
4. Are fuel-consuming heating devices adequately vented to the outside? YES
5. Type of cooling system? HEAT PUMP Age? 2015 Number of ceiling fans? 9
Attic Fan? YES
6. Is clothes dryer vented to outside? YES Connection for Gas Dryer? NO
Electric Dryer? YES
7. Foundation vents? _____ Roof Vents? Yov Attic Vents? YES Bath Vent fans? YES
Kitchen Vent fan? YES Other? _____
8. Number of Electric garage door openers? 2 Operable? YES Number of controls? 2
Operable? YES Age? 3

9. Smoke Detectors? YES How many? _____ Wired to electric system? NO
 Battery? YES Operable? _____
10. Water softener? YES Operable? YES
 Burglar alarm? NO Make? _____ Operable? _____ R-Rate? _____
 Leased? _____
11. Is there insulation in: Ceiling? _____ R-Rate? _____ Walls? _____ R-Rate? _____ Floors? _____ R-Rate? _____
- ADDITIONAL COMMENTS:** _____

G. PLUMBING SYSTEM:

1. Source of water supply: Public? _____ Private Well? YES Cistern? _____
 If private well, when was water sample last checked for safety? 1998 Result of Good
 test? _____ Depth? _____ ft.
2. Well water pump: YES Date installed _____ Condition _____
 Sufficient water during late Summer? YES
3. Type of water supply pipes? Copper? _____ Galvanized? _____ Plastic? _____ Normal water
 pressure? _____
4. Are you aware of excessive stains in tubs, lavatories, or sinks? NO
5. Type sewer: City sewer? _____ PSD sewer? _____ Septic tank? YES
 Installation date: _____ Type material: Fiberglass? _____ Concrete? _____ Steel? _____
 Private treatment plant? _____ Aeration system? _____
 Date of last cleaning? _____ By whom? _____
6. Type of water heater: Electric? YES Gas? _____ LP Gas? _____ Capacity? _____ (gals)
 Age? _____
7. Are you aware of any slow drains? NO
8. Are there any plumbing leaks around or under: Sinks? NO Toilets? _____ Showers? _____
9. Pool Type: In ground? YES Above ground? _____ Age? _____
 Pool heater: Electric? HEAT PUMP Gas? _____ Solar? _____
 Date of last cleaning or inspections? _____
- ADDITIONAL COMMENTS:** _____

H. APPLIANCES:

Check the following appliances that remain with the property:

1. Range? Operable? Age? _____
2. Countertop range/wall oven? Operable? Age? _____
3. Hood? Operable? Age? _____
4. Dishwasher? Operable? Age? _____
5. Disposal? Operable? Age? _____

ADDITIONAL COMMENTS: _____

I. TITLE AND ACCESS:

1. Does anyone have the right to refusal to buy, option, or lease the property? NO Copy of lease provided to listing
 agent? _____
2. Is the property currently leased? NO Expiration date? _____ Does the lease have option to renew? _____
3. Do you know of any existing, pending, or potential legal actions concerning the property or the Property Owners
 Association? N/A Explain: _____
4. Has a lien been recorded against the property? NO Explain: _____
5. Do you own the mineral rights? YES Leased to _____ For how long? _____
6. Any bonds, assessments, or judgments which are liens upon the property or which limits its use? NO
7. Any boundary disputes, or third party claims affecting the property rights of the other people to interfere with the use of
 the property in any way? NO Attach explanation.
8. Any deed restrictions? NO Any right-of-way or easements? NO Protective covenants? NO
9. Copy of deed has been provided to listing agent? _____

ADDITIONAL COMMENTS: _____

J. ROOF, GUTTER, DOWNSPOUTS:

1. Type of Roof: Shingle? _____ Wood Shingle? _____ Slate? _____ Rolled rubber? _____ Other? METAL
Age of Roof? ABOUT
2. Has the roof been resurfaced? NO Replaced? YES If so, what year? ABOUT 15 YRS
Installed by whom? CN METAL
3. Has the roof ever leaked during your ownership? YES - REPAIRS
If so, how was it corrected? REMOVED OLD SOLAR PANELS
4. Are gutters and downspouts in good condition and free of holes and excessive rust? YES
5. Do downspouts lead from structure? YES Into storm drain? NO Splash blocks? NO
Sewer? NO

ADDITIONAL COMMENTS: _____

K. REPORTS:

Have you received or do you have knowledge of any of the following inspection reports or repair estimates (written or otherwise) made during or prior to your ownership: Roof? _____ Air conditioning? _____ Furnace? _____
Soils/Drainage? _____ Structural? _____ Well? _____ Radon? NO Pest Control? _____
Geological/Core Drilling? _____ Lead based paint? NO Asbestos? NO Septic Tank/Sewer
System? _____ Formaldehyde? _____ Pool/Spa? _____ Home Inspection? _____ Energy Audit? _____
City/County Inspection? _____ Notice of Violation? _____ Other? _____ Attach explanation and
copies of reports. _____

L. UTILITIES:

Gas Company N/A Gas Budget _____
Electric Company POTOMAC EDISON Elec. Budget _____
Water Company N/A Average Water Bill _____
Sewage Company N/A
Trash Company ENVIRLO Trash Cost _____
TV Cable Company NO
Satellite Company DIRECT TV

M. OTHER DISCLOSURES

In addition to the disclosure statements made herein, the following facts are known or suspected by me (us) which may materially affect the values or desirability of the subject property, now or in the future (burial sites, murder, suicide, sex offender, etc.): _____

The foregoing answer and explanations are true and complete to the best of my/our knowledge, I/We have authorized _____, the broker in this transaction to disclose the information set forth above to other real estate brokers, real estate agents, and prospective buyers of the property. **SELLER AGREES** to hold harmless all brokers and agents in the transaction and to defend and indemnify them from any claim, demand, action or proceedings resulting from any omission or alleged omission by Seller in this Disclosure Statement.

This **PROPERTY CONDITION DISCLOSURE STATEMENT** consists of _____ pages, with attachments.

SELLER: Deborah H. Kumbal SELLER: X DATE: 9-5-19

I have received a copy of the **PROPERTY CONDITION DISCLOSURE STATEMENT**:

BUYER: _____ BUYER: _____ DATE: _____

NOTICE OF AGENCY RELATIONSHIP

When working with a real estate agent in buying or selling real estate, West Virginia Law requires that you be informed of whom the agent is representing in the transaction.

The agent may represent the seller, the buyer, or both. The party represented by the agent is known as the agent's principal and as such, the agent owes the principal the duty of utmost care, integrity, honesty and loyalty.

Regardless of whom they represent, the agent has the following duties to both the buyer and the seller in any transaction:

- Diligent exercise of reasonable skill and care in the performance of the agent's duties.
- A duty of honest and fair dealing and good faith.
- Must offer all property without regard to race, color, religion, sex, ancestry, physical or mental handicap, national origin or familial status.
- Must promptly present all written offers to the owner.
- Provide a true legible copy of every contract to each person signing the contract.

The agent is not obligated to reveal to either party any confidential information obtained from the other party which does not involve the affirmative duties set forth above.

Should you desire to have a real estate agent represent you as your agent, you should enter into a written contract that clearly establishes the obligations of both parties. If you have any questions about the roles and responsibilities of a real estate agent, they can provide information upon your request.

In compliance with the Real Estate Brokers License Act of West Virginia, all parties are hereby notified that

(printed name of agent) Jessica Wilkins affiliated with

(firm name) WEST VIRGINIA LAND & HOME REALTY, LLC is acting as agent of:

- The Seller, as listing agent or subagent. The Buyer, as the buyer's agent.
 Both Seller and Buyer, with the full knowledge consent of both parties.

CERTIFICATION			
By signing below, the parties certify that they have read and understand the information contained in this disclosure and have been provided with signed copies prior to signing any contract.			
<u>Deborah H. Kumbal</u> Seller	<u>9-5-19</u> Date		
<u>[Signature]</u> Seller	<u>9-5-19</u> Date	Buyer	Date
Seller	Date	Buyer	Date

I certify that I have provided the above named individuals with a copy of this form prior to signing any contract.

Agents Signature: [Signature]
 Date: 9-5-19

WV Real Estate Commission
 300 Capitol Street, Suite 400
 Charleston, WV 25301
 (304)348-3555
www.state.wv.us/wvrec

