



SELLER'S DISCLOSURE AND CONDITION OF PROPERTY ADDENDUM (Residential)

1 **SELLER (Indicate Marital Status):** _____ Belinda Woomack and Johnathan A Woomack
2
3 _____
4 Divorced

5 **PROPERTY:** _____ 212 E 8th Street, Newton, KS 67114
6

7 **1. NOTICE TO SELLER.**

8 Be as complete and accurate as possible when answering the questions in this disclosure. Attach additional sheets if
9 space is insufficient for all applicable comments. SELLER understands that the law requires disclosure of any material
10 defects, known to SELLER, in the Property to prospective Buyer(s) and that failure to do so may result in civil liability
11 for damages. Non-occupant SELLERS are not relieved of this obligation. This disclosure statement is designed to
12 assist SELLER in making these disclosures. Licensee(s), prospective buyers and buyers will rely on this information.
13

14 **2. NOTICE TO BUYER.**

15 This is a disclosure of SELLER'S knowledge of the Property as of the date signed by SELLER and is not a substitute
16 for any inspections or warranties that BUYER may wish to obtain. It is not a warranty of any kind by SELLER or a
17 warranty or representation by the Broker(s) or their licensees.
18

19 **3. OCCUPANCY.**

20 Approximate age of Property? _____ 118 years _____ How long have you owned? _____ 3.5 years
21 Does SELLER currently occupy the Property? Yes No
22 If "No", how long has it been since SELLER occupied the Property? _____ 2 years _____ years/months
23

24 **4. TYPE OF CONSTRUCTION.** Manufactured Modular Conventional/Wood Frame
25 Mobile Other _____
26
27

28 **5. LAND (SOILS, DRAINAGE AND BOUNDARIES). (IF RURAL OR VACANT LAND, ATTACH SELLER'S LAND**
29 **DISCLOSURE ALSO.) ARE YOU AWARE OF:**

- 30 a. Any fill or expansive soil on the Property? Yes No
- 31 b. Any sliding, settling, earth movement, upheaval or earth stability problems
32 on the Property? Yes No
- 33 c. The Property or any portion thereof being located in a flood zone, wetlands
34 area or **proposed** to be located in such as designated by FEMA which
35 requires flood insurance? Yes No
- 36 d. Any drainage or flood problems on the Property or adjacent properties? Yes No
- 37 e. Any flood insurance premiums that you pay? Yes No
- 38 f. Any need for flood insurance on the Property? Yes No
- 39 g. Any boundaries of the Property being marked in any way? Yes No
- 40 h. The Property having had a stake survey? Yes No
- 41 i. Any encroachments, boundary line disputes, or non-utility easements
42 affecting the Property? Yes No
- 43 j. Any fencing on the Property? Yes No
44 If "Yes", does fencing belong to the Property?..... N/A Yes No
- 45 k. Any diseased, dead, or damaged trees or shrubs on the Property? Yes No
- 46 l. Any gas/oil wells, lines or storage facilities on Property or adjacent property? Yes No
- 47 m. Any oil/gas leases, mineral, or water rights tied to the Property? Yes No

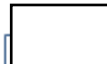
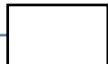
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49 **If any of the answers in this section are "Yes", explain in detail or attach other**
50 **documentation:**

51 _____ Fence outlines back yard
52

 
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6. ROOF.

- a. Approximate Age: 1 week years Unknown Type: _____
- b. Have there been any problems with the roof, flashing or rain gutters? Yes No
If "Yes", what was the date of the occurrence? _____
- c. Have there been any repairs to the roof, flashing or rain gutters? Yes No
Date of and company performing such repairs _____ / _____
- d. Has there been any roof replacement? Yes No
If "Yes", was it: Complete or Partial
- e. What is the number of layers currently in place? 1 layers or Unknown.

If any of the answers in this section are "Yes", explain in detail or attach all warranty information and other documentation:

Herzburg roofing put complete new roof and decking on entire house and garage on 0713/2021

7. INFESTATION. ARE YOU AWARE OF:

- a. Any termites, wood destroying insects, or **other** pests on the Property? Yes No
- b. Any damage to the Property by termites, wood destroying insects or **other** pests? Yes No
- c. Any termite, wood destroying insects or **other** pest control treatments on the Property in the last five (5) years? Yes No
If "Yes", list company, **when and where** treated _____
- d. Any current warranty, bait stations or other treatment coverage by a licensed pest control company on the Property? Yes No
If "Yes", the annual cost of service renewal is \$ _____ and the time remaining on the service contract is _____
(Check one) The treatment system stays with the Property or the treatment system is subject to removal by the treatment company if annual service fee is not paid.


If any of the answers in this section are "Yes", explain in detail or attach all warranty information and other documentation:


8. STRUCTURAL, BASEMENT/CRAWL SPACE, FIREPLACE AND EXTERIOR ITEMS. ARE YOU AWARE OF:

- a. Any movement, shifting, deterioration, or other problems with walls, foundations, crawl space or slab? Yes No
- b. Any cracks or flaws in the walls, ceilings, foundations, concrete slab, crawl space, basement floor or garage? Yes No
- c. Any corrective action taken including, but not limited to piercing or bracing? Yes No
- d. Any water leakage or dampness in the house, crawl space or basement? Yes No
- e. Any dry rot, wood rot or similar conditions on the wood of the Property? Yes No
- f. Any problems with windows or exterior doors? Yes No
- g. Any problems with driveways, patios, decks, fences or retaining walls on the Property? Yes No
- h. Any problems with fireplace including, but not limited to firebox, chimney, chimney cap and/or gas line? N/A Yes No
Date of any repairs, inspection(s) or cleaning? _____
Date of last use? 12/25/2020
- i. Does the Property have a sump pump? Yes No
If "Yes", location: _____
- j. Any repairs or other attempts to control the cause or effect of any problem described above? Yes No

If any of the answers in this section are "Yes", explain in detail or attach all warranty information and other documentation:

Bracing in attis was already in place when we bought the house in 2017


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9. ADDITIONS AND/OR REMODELING.

- a. Are you aware of any additions, structural changes, or other material alterations to the Property? Yes No
If "Yes", explain in detail: _____
- b. If "Yes", were all necessary permits and approvals obtained, and was all work in compliance with building codes? N/A Yes No
If "No", explain in detail: _____

10. PLUMBING RELATED ITEMS.

- a. What is the drinking water source? Public Private Well Cistern
If well water, state type _____ depth _____
diameter _____ age _____
- b. If the drinking water source is a well, when was the water last checked for safety and what was the result of the test? _____
- c. Is there a water softener on the Property? Yes No
If "Yes", is it: Leased Owned?
- d. Is there a water purifier system? Yes No
If "Yes", is it: Leased Owned?
- e. What type of sewage system serves the Property? Public Sewer Private Sewer
 Septic System, Number of Tanks _____ Cesspool Lagoon Other _____
- f. The location of the sewer line clean out trap is: _____
- g. Is there a sewage pump on the septic system? N/A Yes No
- h. Is there a grinder pump system? Yes No
- i. If there is a privately owned system, when was the septic tank, cesspool, or sewage system last serviced? _____ By whom? _____
- j. Is there a sprinkler system? Yes No
Does sprinkler system cover full yard and landscaped areas? N/A Yes No
If "No", explain in detail: _____
- k. Are you aware of any leaks, backups, or other problems relating to any of the plumbing, water, and sewage related systems? Yes No
- l. Type of plumbing material currently used in the Property:
 Copper Galvanized PVC PEX Other _____ Cast iron _____
The location of the main water shut-off is: _____
- m. Is there a back flow prevention device on the lawn sprinkling system, sewer or pool? N/A Yes No

If your answer to (k) in this section is "Yes", explain in detail or attach available documentation:

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- 205 **14. NEIGHBORHOOD INFORMATION & HOMEOWNER'S ASSOCIATION. ARE YOU AWARE OF:**
- 206 a. The Property located outside of city limits? Yes No
- 207 b. Any current/pending bonds, assessments, or special taxes that
- 208 apply to Property? Yes No
- 209 If "Yes", what is the amount? \$ _____
- 210 c. Any condition or proposed change in your neighborhood or surrounding
- 211 area or having received any notice of such? Yes No
- 212 d. Any defect, damage, proposed change or problem with any
- 213 common elements or common areas? Yes No
- 214 e. Any condition or claim which may result in any change to assessments or fees? Yes No
- 215 f. Any streets that are privately owned? Yes No
- 216 g. The Property being in a historic, conservation or special review district that
- 217 requires any alterations or improvements to the Property be approved by a
- 218 board or commission? Yes No
- 219 h. The Property being subject to tax abatement? Yes No
- 220 i. The Property being subject to a right of first refusal? Yes No
- 221 If "Yes", number of days required for notice: _____
- 222 j. The Property being subject to covenants, conditions, and restrictions of a
- 223 Homeowner's Association or subdivision restrictions? Yes No
- 224 k. Any violations of such covenants and restrictions? N/A Yes No
- 225 l. The Homeowner's Association imposing its own transfer fee and/or
- 226 initiation fee when the Property is sold? N/A Yes No
- 227 If "Yes", what is the amount? \$ _____
- 228

229 Homeowner's Association dues are paid in full until _____ in the amount of \$ _____

230 payable yearly semi-annually monthly quarterly, sent to _____ and

231 such includes: _____

232 Homeowner's Association/Management Company contact name, phone number, website, or email address:

233 _____

234 _____

235 _____

236 _____

237 **If any of the answers in this section are "Yes" (except h and k), explain in detail or attach other**

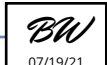

238 **documentation:** _____

239 _____

240 _____

- 241 **15. PREVIOUS INSPECTION REPORTS.**
- 242 Has Property been inspected in the last twelve (12) months? Yes No
- 243 If "Yes", a copy of inspection report(s) are available upon request.
- 244

- 245 **16. OTHER MATTERS. ARE YOU AWARE OF:**
- 246 a. Any of the following?
- 247 Party walls Common areas Easement Driveways Yes No
- 248 b. Any fire damage to the Property? Yes No
- 249 c. Any liens, other than mortgage(s)/deeds of trust currently on the Property? Yes No
- 250 d. Any violations of laws or regulations affecting the Property? Yes No
- 251 e. Any other conditions that may materially affect the value
- 252 or desirability of the Property? Yes No
- 253 f. Any other condition, including but not limited to financial, that may prevent
- 254 you from completing the sale of the Property? Yes No
- 255 g. Any animals or pets residing in the Property during your ownership? Yes No
- 256 h. Any general stains or pet stains to the carpet, the flooring or sub-flooring? Yes No
- 257 i. Missing keys for any exterior doors, including garage doors to the Property? Yes No
- 258 List locks without keys _____
- 259 j. Any violations of zoning, setbacks or restrictions, or non-conforming uses? Yes No
- 260 k. Any unrecorded interests affecting the Property? Yes No
- 261 l. Anything that would interfere with giving clear title to the BUYER? Yes No



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- 262 m. Any existing or threatened legal action pertaining to the Property? Yes No
- 263 n. Any litigation or settlement pertaining to the Property? Yes No
- 264 o. Any added insulation since you have owned the Property? Yes No
- 265 p. Having replaced any appliances that remain with the Property in the
- 266 past five (5) years? Yes No
- 267 q. Any transferable warranties on the Property or any of its
- 268 components? Yes No
- 269 r. Having made any insurance or other claims pertaining to the Property
- 270 in the past five (5) years? Yes No
- 271 If "Yes", were repairs from claim(s) completed?..... N/A Yes No
- 272 s. Any use of synthetic stucco on the Property? Yes No
- 273
- 274

If any of the answers in this section are "Yes", explain in detail:

Easement of property to city use due to electric pole outside northern fenced in section of back yard. Easement is on outside of the privacy fence

17. UTILITIES. Identify the name and phone number for utilities listed below.

280 Electric Company Name: Evergy Phone # _____

281 Gas Company Name: Kansas gas Phone # _____

282 Water Company Name: City of Newton Phone # _____

283 Trash Company Name: City of Newton Phone # _____

284 Other: _____ Phone # _____

285 Other: _____ Phone # _____

18. ELECTRONIC SYSTEMS AND COMPONENTS.

Any technology or systems staying with the Property? N/A Yes No



If "Yes" list:

Upon Closing SELLER will provide BUYER with codes and passwords, or items will be reset to factory settings.

19. FIXTURES, EQUIPMENT AND APPLIANCES (FILL IN ALL BLANKS).

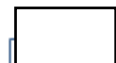
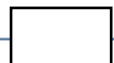
The Residential Real Estate Sale Contract, including this paragraph of the residential Seller's Disclosure and Condition of Property Addendum ("Seller's Disclosure"), not the MLS, or other promotional material, provides for what is included in the sale of the Property. Items listed in the "Additional Inclusions" or "Exclusions" in Subparagraphs 1b and 1c of the Contract supersede the Seller's Disclosure and the pre-printed list in Paragraph 1 of the Contract. If there are no "Additional Inclusions" or "Exclusions" listed, the Seller's Disclosure and the pre-printed list govern what is or is not included in this sale. If there are differences between the Seller's Disclosure and the Paragraph 1 list, the Seller's Disclosure governs. Unless modified by the Seller's Disclosure and/or the "Additional Inclusions" and/or the "Exclusions" in Paragraph 1b and/or 1c, all existing improvements on the Property (if any) and appurtenances, fixtures and equipment (which seller agrees to own free and clear), whether buried, nailed, bolted, screwed, glued or otherwise permanently attached to Property are expected to remain with Property, including, but not limited to:

- | | |
|-------------------------------------|--|
| Attached shelves, racks, towel bars | Fireplace grates, screens, glass doors |
| Attached lighting | Mounted entertainment brackets |
| Attached floor coverings | Plumbing equipment and fixtures |
| Bathroom vanity mirrors, | Storm windows, doors, screens |
| attached or hung | Window blinds, curtains, coverings |
| Fences (including pet systems) | and window mounting components |

 
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316 **Fill in all blanks using one of the abbreviations listed below.**

317 **“OS” = Operating and Staying with the Property (any item that is performing its intended function).**

318 **“EX” = Staying with the Property but Excluded from Mechanical Repairs; cannot be an Unacceptable**
319 **Condition.**

320 **“NA” = Not applicable (any item not present).**

321 **“NS” = Not staying with the Property (item should be identified as “NS” below.)**

322
323
324 NA Air Conditioning Window Units, # 0
325 OS Air Conditioning Central System _____
326 NA Attic Fan _____
327 OS Ceiling Fan(s), # 7
328 NA Central Vac and Attachments _____
329 NA Closet Systems _____
330 Location _____
331 OS Doorbell _____
332 NA Electric Air Cleaner or Purifier _____
333 NA Electric Car Charging Equipment _____
334 OS Exhaust Fan(s) – Baths _____
335 OS Fences – Invisible & Controls _____
336 Fireplace(s), # 1
337 Location #1 Living room Location #2 _____
338 OS Chimney _____ Chimney _____
339 OS Gas Logs _____ Gas Logs _____
340 Gas Starter _____ Gas Starter _____
341 Heat Re-circulator _____ Heat Re-circulator _____
342 Insert _____ Insert _____
343 Wood Burning Stove _____ Wood Burning Stove _____
344 Other _____ Other _____

345 NA Fountain(s) _____
346 OS Furnace/Heat Pump/Other Heating System _____
347 NA Garage Door Keyless Entry _____
348 NA Garage Door Opener(s), # _____
349 NA Garage Door Transmitter(s), # _____
350 NA Gas Yard Light _____
351 NA Humidifier _____
352 NA Intercom _____
353 NA Jetted Tub _____

354 **KITCHEN APPLIANCES**

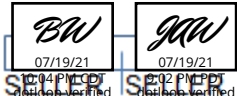
355 Cooking Unit
356 OS Cooktop X Elec. _____ Gas _____
357 NS Microwave Oven _____
358 OS Oven _____
359 X Elec. _____ Gas _____ Convection _____
360 OS Stove/Range _____
361 X Elec. _____ Gas _____ Convection _____
362 OS Dishwasher _____
363 OS Disposal _____
364 NA Freezer _____
365 Location _____
366 NA Icemaker _____
367 NS Refrigerator (#1) _____
368 Location _____ X _____
369 Refrigerator (#2) _____
370 Location _____
371 NA Trash Compactor _____

NS Laundry - Washer
NS Laundry - Dryer
X Elec. _____ Gas _____

MOUNTED ENTERTAINMENT EQUIPMENT

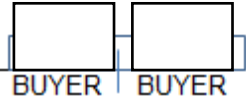
Item #1 _____
Location _____
Item #2 _____
Location _____
Item #3 _____
Location _____
Item #4 _____
Location _____
Item #5 _____
Location _____

NA Outside Cooking Unit
NA Propane Tank
Owned _____ Leased _____
NA Security System
Owned _____ Leased _____
OS Smoke/Fire Detector(s), # 10
NA Shed
NA Spa/Hot Tub
NA Spa/Sauna
NA Spa Equipment
NA Sprinkler System Auto Timer
NA Sprinkler System Back Flow Valve
NA Sprinkler System (Components & Controls)
NA Statuary/Yard Art
NA Swing set/Playset
NA Sump Pump
OS Swimming Pool (Swimming Pool Rider Attached)
NX Swimming Pool Heater
OS Swimming Pool Equipment
NA TV Antenna/Receiver/Satellite Dish
Owned _____ Leased _____
OS Water Heater(s)
NA Water Softener and/or Purifier
Owned _____ Leased _____
NA Boat Dock, ID # _____
NS Camera-Surveillance Equipment
NA Generator
Other _____
Other _____
Other _____
Other _____
Other _____
Other _____



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372 Disclose any material information and describe any significant repairs, improvements or alterations to the Property not
373 fully revealed above. If applicable, state who did the work. Attach to this disclosure any repair estimates, reports,
374 invoices, notices or other documents describing or referring to the matters revealed herein:

375 Swimming pool is fully functional and operable but swimming pool heater does not work
376
377

378
379 The undersigned SELLER represents, to the best of their knowledge, the information set forth in the foregoing
380 Disclosure Statement is accurate and complete. SELLER does not intend this Disclosure Statement to be a warranty or
381 guarantee of any kind. SELLER hereby authorizes the Licensee assisting SELLER to provide this information to
382 prospective BUYER of the Property and to real estate brokers and salespeople. **SELLER will promptly notify**
383 **Licensee assisting the SELLER, in writing, if any information in this disclosure changes prior to Closing, and**
384 **Licensee assisting the SELLER will promptly notify Licensee assisting the BUYER, in writing, of such changes.**
385 **(SELLER and BUYER initial and date any changes and/or attach a list of additional changes. If attached, #**
386 **of pages).**

387
388 **CAREFULLY READ THE TERMS HEREOF BEFORE SIGNING. WHEN SIGNED BY ALL PARTIES, THIS**
389 **DOCUMENT BECOMES PART OF A LEGALLY BINDING CONTRACT.**
390 **IF NOT UNDERSTOOD, CONSULT AN ATTORNEY BEFORE SIGNING.**
391
392
393

394 *Belinda Womack* dotloop verified 07/19/21 10:04 PM CDT 6BFS-N3H9-QYYH-HKGF
395 **SELLER** **DATE**

394 *Jonathan R Womack* dotloop verified 07/19/21 9:02 PM PDT FCXO-AFQQ-BU86-NSUL
395 **SELLER** **DATE**

396
397 **BUYER ACKNOWLEDGEMENT AND AGREEMENT**

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400 1. I understand and agree the information in this form is limited to information of which SELLER has actual knowledge
401 and SELLER need only make an honest effort at fully revealing the information requested.
402 2. This Property is being sold to me without warranties or guaranties of any kind by SELLER, Broker(s) or agents
403 concerning the condition or value of the Property.
404 3. I agree to verify any of the above information, and any other important information provided by SELLER or Broker(s)
405 (including any information obtained through the Multiple Listing Service) by an independent investigation of my own.
406 I have been specifically advised to have Property examined by professional inspectors.
407 4. I acknowledge neither SELLER nor Broker(s) is an expert at detecting or repairing physical defects in Property.
408 5. I specifically represent there are no important representations concerning the condition or value of Property made
409 by SELLER or Broker(s) on which I am relying except as may be fully set forth in writing and signed by them.
410

411
412
413 **BUYER** **DATE**

412
413 **BUYER** **DATE**

Approved by Legal Counsel of the Kansas City Regional Association of REALTORS® for exclusive use by its REALTOR® members. No warranty is made or implied as to the legal validity or adequacy of the Contract, or that it complies in every respect with the law or that its use is appropriate for all situations. Local law, customs and practices, and differing circumstances in each transaction may dictate that amendments to this Contract be made. Last revised September 2020. All previous versions of this document may no longer be valid. Copyright January 2021.