

MONTANA ASSOCIATION OF REALTORS® PROPERTY DISCLOSURE STATEMENT (LAND)



Date: 08/06/2021

Property: TBD Cover St Virginia City

Seller(s): Jay Jordan

Seller Agent: Lacey Bandemer and Joselyn DeHart

Concerning adverse material facts, Montana law provides that a seller agent is obligated to:

- disclose to a buyer or the buyer agent any adverse material facts that concern the property and that are known to the seller agent, except that the seller agent is not required to inspect the property or verify any statements made by the seller; and
- disclose to a buyer or the buyer agent when the seller agent has no personal knowledge of the veracity of information regarding adverse material facts that concern the property.

The Seller Agent identified above is providing the attached Owner's Property Disclosure Statement (Land) that has been completed and signed by the Seller(s), if one has been made available to the Seller Agent by the Seller(s). Regardless of whether Seller(s) has/have provided Seller Agent with an Owner's Property Disclosure Statement (Land), **except as set forth below**, the Seller Agent has no personal knowledge:

- (i) about adverse material facts that concern the Property or
- (ii) regarding the veracity (accuracy) of any information regarding adverse material facts that concern the Property

Jay Jordan

Info _____ iny,
is set forth above. However, the Seller Agent is not required to inspect the Property or verify any statements made by the Seller(s). Buyer(s) is/are therefore encouraged to obtain professional advice, inspections or both of the Property and to provide for appropriate provisions in a Buy-Sell Agreement between the Buyer(s) and Seller(s) with respect to any advice, inspections or defects.

Seller Agent Signature: Lacey Bandemer Joselyn DeHart
8/8/2021 12:13:43 PM MDT 8/8/2021 4:46:18 PM MDT

Dated: 08/08/2021

Buyer and Buyer Agent acknowledge receipt of this Property Disclosure Statement (Land).

Buyer Agent: _____

Buyer Agent Signature: _____

Dated: _____

Buyer Signature: _____

Dated: _____

OWNER'S PROPERTY DISCLOSURE STATEMENT (LAND) MONTANA ASSOCIATION OF REALTORS® STANDARD FORM



The use of this form is for REALTOR® members only (members of the Montana Association of REALTORS®) and cannot be used by any other party for any purpose. Use of these forms by other parties may result in legal action by the Montana Association of REALTORS®.

08/06/2021

Date: _____

The undersigned Owner is the owner of certain real property located at TBD Cover St
_____, in the City of Virginia City,
County of Madison, Montana, which real property is legally described as:
Per Public Record: VIRGINIA CITY ORIG TOWNSITE, S23, T06 S, R03 W, BLOCK 224, Lot 1 - 2

(hereafter the "Property"). Owner executes this Disclosure Statement to disclose to prospective buyers all adverse material facts which concern the Property. Montana law defines an adverse material fact as a fact that should be recognized as being of enough significance as to affect a person's decision to enter into a contract to buy or sell real property and may be a fact that materially affects the value of the Property, that affects the structural integrity of the Property, or that presents a documented health risk to occupants of the Property.

OWNER'S DISCLOSURE

☐ Owner has never been to the Property.
☒ Owner has not been to the Property since 5/1/2015 (date).

The Owner declares that the Owner has prepared this Disclosure Statement and any attachments thereto based on any adverse material facts known to the Owner. Owner hereby authorizes providing a copy of this Statement to any person or entity in connection with any actual or anticipated sale of the Property. Owner further agrees to indemnify and hold any and all real estate agents involved, directly or indirectly, in the purchase and sale of the Property, harmless from all claims for damages based upon the disclosures made in this Disclosure Statement along with the failure of the Owner to disclose any adverse material facts known to the Owner.

This information is a disclosure by the Owner of known adverse material facts concerning the Property as of the above date. **It is not a warranty or representation of any kind by the Owner and it is not a contract between Owner and buyer. This disclosure statement is not a substitute for any inspections the buyer may wish to obtain.**

Please describe any adverse material facts concerning the items listed, or other components, fixtures or matters. If space is inadequate, please use the attached Addendum to Owner's Property Disclosure Statement.

Easements (written or unwritten):

Boundaries or property lines:

Encroachments or similar matters that may affect your interest in the subject Property including but not limited to buildings, fences, etc.:

Access to the Property:

Buyer's Initials

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Owner's Property Disclosure Statement (Land), March 2018
Page 1 of 4

88 / _____
Seller's Initials

50 Settling, slippage, sliding or other soil problems:

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Flooding, drainage or grading problems:

Location of the Property in a flood plain, shoreline master plan, wetland or other environmentally sensitive area:

a. Water rights and private wells:

b. Public or Community water systems:

Restrictive Covenants and Deed restrictions:

Septic system approval or existing septic system:

Major damage to the Property from fire, earthquakes, floods, slides, etc.:

Zoning or Historic District violations, non-conforming uses:

Neighborhood noise problems or other nuisances:

Property Owner's association obligations (dues, lawsuits, etc.):


Notice of abatement or citations against the Property:

Lawsuits or legal proceedings (including foreclosures and bankruptcies) affecting or threatening the Property:

Waste dump or disposal or landfill or gravel pit or commercial use in the vicinity of the Property, existing or proposed, which may cause smoke, smell, noise or other nuisance, annoyance or pollution:

Buyer's Initials

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Owner's Property Disclosure Statement (Land), March 2018
Page 2 of 4

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Seller's Initials

106 Street or utility improvement planned that may affect or be assessed against the Property:

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Zoning or land use change planned or being considered by the city or county:

Proposed increase in tax assessment value or property owner's association dues for the Property:

Underground storage tanks or class II injection wells:

Property leases including post-closing short-term rental obligations, crop share agreements, mineral leases or reservations:

Conservation Easements (existing or proposed):

Landfill (compacted or otherwise) on the Property or any portion thereof:

Environmental issues affecting the Property:

Pests, rodents:

Noxious Weeds:

Airport affected area:

Other matters that may be set forth in the attached addendum.

as of the date signed by Owner.

 *Jay Jordan*

08/06/2021

Owner's Signature

Jay Jordan

Date

Owner's Signature

Date

Buyer's Initials



Please note the following changes to the foregoing disclosure:

N/A



Owner's Signature

Jay Jordan

08/06/2021

Date

Owner's Signature

Date

BUYER'S ACKNOWLEDGEMENT

Subject Property Address: TBD Cover St
Virginia City

Buyer(s) understand that the foregoing disclosure statement sets forth any adverse material facts concerning the Property that are known to the Owner. **The disclosure statement does not provide any representations or warranties concerning the Property, nor does the fact this disclosure statement fails to note an adverse material fact concerning a particular feature, fixture or element imply that the same is free of defects.**

Buyer(s) is/are encouraged to obtain professional advice, inspections or both of the Property and to provide for appropriate provisions in a contract between buyer(s) and owner(s) with respect to any advice, inspections or defects. **Buyer(s) are not relying upon this property disclosure statement for buyer(s)' determination of the overall condition of the Property in lieu of other inspections, reports or advice.**

I/WE ACKNOWLEDGE RECEIPT OF A COPY OF THIS STATEMENT.

Buyer's Signature

Date

Buyer's Signature


Date

NOTE: Unless otherwise expressly stated the term "Days" means calendar days and not business days. Business days are defined as all days except Sundays and holidays. Any performance which is required to be completed on a Saturday, Sunday or holiday can be performed on the next business day.

ADDENDUM TO OWNER'S PROPERTY DISCLOSURE STATEMENT (LAND)

This Addendum is an attachment to the Owner's Property Disclosure Statement (Land) regarding certain real property located at TBD Cover St, in the City of Virginia City, County of Madison, Montana, which real property is legally described as:
Per Public Record: VIRGINIA CITY ORIG TOWNSITE, S23, T06 S, R03 W, BLOCK 224, Lot 1 - 2

The Owner hereby discloses the following information:
No diclosure that we know of.

 <u>Jay Jordan</u>	<u>08/06/2021</u>		
Owner's Signature	Date	Owner's Signature	Date
Jay Jordan			
Buyer's Signature	Date	Buyer's Signature	Date