

## TENNESSEE RESIDENTIAL PROPERTY CONDITION **DISCLOSURE**

	Discharge	
1	PROPERTY ADDRESS 269 Natcher	CITY Fraz L()- PROPERTY AGE 6
2	SELLER'S NAME(S) J-1. FRAZIER	
3	DATE SELLER ACQUIRED THE PROPERTY	DO YOU OCCUPY THE PROPERTY?
4	IF NOT OWNER-OCCUPIED, HOW LONG HAS IT BEEN SINCE T	THE SELLER OCCUPIED THE PROPERTY?
5	(Check the one that applies) The property is a site-built hor	ne non-site-built home
6 7	The Tennessee Residential Property Disclosure Act requires sellers of units to furnish to a buyer one of the following: (1) a residential property Disclosure Act requires sellers of units to furnish to a buyer one of the following:	perty disclosure statement (the "Disclosure"), or (2) a
8	residential property disclaimer statement (permitted only where the b	
9	transfers may be exempt from this requirement (See Tenn. Code Ar	
10	buyers' and sellers' rights and obligations under the Act. A	
11	http://www.lexisnexis.com/hottopics/tncode/ (See Tenn. Code Ann. §	66-5-201, et seq.)

- Sellers must disclose all known material defects and must answer the questions on the Disclosure form in good faith to 12 the best of the seller's knowledge as of the Disclosure date. 13
- Sellers must give the buyers the Disclosure form before the acceptance of a purchase contract. 14
- Sellers must inform the buyers, at or before closing, of any inaccuracies or material changes in the condition that have 15 occurred since the time of the initial Disclosure, or certify that there are no changes. 16
- 17 Sellers may give the buyers a report or opinion prepared by a professional inspector or other expert(s) or certain information provided by a public agency, in lieu of responding to some or all of the questions on the form (See Tenn. 18 Code Ann. § 66-5-204). 19
- 5. Sellers are not required to have a home inspection or other investigation in order to complete the Disclosure form. 20
- 21 Sellers are not required to repair any items listed on the Disclosure form or on any past or future inspection report unless agreed to in the purchase contract. 22
- 23 Sellers involved in the first sale of a dwelling must disclose the amount of any impact fees or adequate facility taxes 24
- Sellers are not required to disclose if any occupant was HIV-positive, or had any other disease not likely to be 25 transmitted by occupying a home, or whether the home had been the site of a homicide, suicide or felony, or act or 26 27 occurrence which had no effect on the physical structure of the property.
- 9. Sellers may provide an "as is", "no representations or warranties" disclaimer statement in lieu of the Disclosure form 28 29 only if the buyer waives the right to the required disclosure, otherwise the sellers must provide the completed Disclosure 30 form (See Tenn. Code Ann. § 66-5-202).
- 31 10. Sellers may be exempt from having to complete the Disclosure form in certain limited circumstances (e.g. public auctions, court orders, some foreclosures and bankruptcies, new construction with written warranty or owner has not 32 33 resided on the property at any time within the prior 3 years). (See Tenn. Code Ann. § 66-5-209).
- 34 11. Buyers are advised to include home, wood infestation, well, water sources, septic system, lead-based paint, radon, mold, and other appropriate inspection contingencies in the contract, as the Disclosure form is not a warranty of any kind by 35 the seller, and is not a substitute for any warranties or inspections the buyer may desire to purchase. 36
- 37 12. Any repair of disclosed defects must be negotiated and addressed in the Purchase and Sale Agreement; otherwise, seller 38 is not required to repair any such items.
- 39 13. Buyers may, but do not have to, waive their right to receive the Disclosure form from the sellers if the sellers provide a 40 disclaimer statement with no representations or warranties (See Tenn. Code Ann. § 66-5-202).

Cindy Garvey This form is copyrighted and may only be used in real estate transactions in which is involved as a TAR authorized user. Jnauthorized use of the form may result in legal sanctions being brought against the user and should be reported to the Tennessee Association of Realtors® at (615) 321-1477. TENNESSEE ASSOCIATION OF REALTORS RF 201 – Tennessee Residential Property Condition Disclosure, Page 1 of 6 Version 01/01/2016

- 14. Remedies for misrepresentations or nondisclosure in a Property Condition Disclosure statement may be available to 41 buyer and are set out fully in Tenn. Code Ann. § 66-5-208. Buyer should consult with an attorney regarding any such 42 43 matters.
- 15. Representations in the Disclosure form are those of the sellers only, and not of any real estate licensee, although 44 licensees are required to disclose to all parties adverse facts of which the licensee has actual knowledge or notice. 45
- 16. Pursuant to Tenn. Code Ann. § 47-18-104(b), sellers of newly constructed residences on a septic system are prohibited 46 47 from knowingly advertising or marketing a home as having more bedrooms than are permitted by the subsurface sewage 48 disposal system permit.
  - 17. Sellers must disclose the presence of any known exterior injection well, the presence of any known sinkhole(s), the results of any known percolation test or soil absorption rate performed on the property that is determined or accepted by the Department of Environment and Conservation, and whether the property is located within a Planned Unit Development as defined by Tenn. Code Ann. § 66-5-213 and, if requested, provide buyers with a copy of the development's restrictive covenants, homeowner bylaws and master deed. Sellers must also disclose if they have knowledge that the residence has ever been moved from an existing foundation to another foundation.

The Buyers and Sellers involved in the current or prospective real estate transaction for the property listed above acknowledge that they were informed of their rights and obligations regarding Residential Property Disclosures, and that this information was provided by the real estate licensee(s) prior to the completion or reviewing of a Tennessee Residential Property Condition Disclosure, a Tennessee Residential Property Condition Disclaimer Statement, or a Tennessee Residential Property Condition Exemption Notification. Buyers and Sellers also acknowledge that they were advised to seek the advice of an attorney on any legal questions they may have regarding this information or prior to taking any legal actions.

61 The Tennessee Residential Property Disclosure Act states that anyone transferring title to residential real property must provide information about the condition of the property. This completed form constitutes that disclosure by the Seller. The 62 information contained in the disclosure is the representation of the owner and not the representation of the real estate licensee 63 or sales person, if any. This is not a warranty or a substitute for any professional inspections or warranties that the purchasers 64 65 may wish to obtain.

Buyers and Sellers should be aware that any sales agreement executed between the parties will supersede this form as to the terms of sale, property included in the sale and any obligations on the part of the seller to repair items identified below and/or the obligation of the buyer to accept such items "as is."

## INSTRUCTIONS TO THE SELLER

Complete this form yourself and answer each question to the best of your knowledge. If an answer is an estimate, clearly label it as such. The Seller hereby authorizes any agent(s) representing any party in this transaction to provide a copy of this statement to any person or entity in connection with any actual or anticipated sale of the subject property.

## A. THE SUBJECT PROPERTY INCLUDES THE ITEMS CHECKED BELOW:

49

50

51

52

53

54

55

56

57

58

59 60

66

67

68

69

70

71

72

73

74		Range		Wall/Window Air Conditioning	Garage Door Opener(s) (Number of openers)
75		Ice Maker Hookup		Window Screens	Garage Door Remote(s)
76		Oven		Fireplace(s) (Number)	Intercom
77		Microwave		Gas Starter for Fireplace	TV Antenna/Satellite Dish (excluding components)
78	3	Garbage Disposal		Gas Fireplace Logs	Central Vacuum System and attachments
79		Trash Compactor		Smoke Detector/Fire Alarm	Spa/Whirlpool Tub
80		Water Softener		Patio/Decking/Gazebo	Hot Tub
81	9	220 Volt Wiring		Installed Outdoor Cooking Grill	Washer/Dryer Hookups
82		Sauna		Irrigation System	Pool   In-ground   Above-ground
83	P	Dishwasher	1	A key to all exterior doors	Access to Public Streets
84		Sump Pump		Rain Gutters	All Landscaping and all outdoor lighting
85		Burglar Alarm/Secur	ity S	ystem Components and controls	
86		Current Termite cont	ract	with	
87		Heat Pump Unit #1		Age (Approx)	

Cindy Garvey This form is copyrighted and may only be used in real estate transactions in which is involved as a TAR authorized user. Unauthorized use of the form may result in legal sanctions being brought against the user and should be reported to the Tennessee Association of Realtors® at (615) 321-1477. Version 01/01/2016

88	□ Heat	Pump Un	it #2			Age (App	rox)								
89	□ Heat	Pump Un	it #3			Age (App	rox)								
90	□ Cent	ral Heatin	g Unit #1		Ne	ليا Age		Electric		Gas		Othe	r		
91	□ Cent	ral Heatin	g Unit #2			Age		Electric		Gas		Othe	r		
92	□ Cent	ral Heatin	g Unit #3			Age		Electric		Gas		Othe	r		
93	□ Cent	ral Air Co	nditioning	;#1	Ne	M Age		Electric		Gas		Othe	r		
94	□ Cent	ral Air Co	nditioning	#2		Age		Electric		Gas		Othe	r		
95	□ Cent	ral Air Co	nditioning	#3		Age		Electric		Gas		Othe	r		
96	□ Wate	r Heater #	<i>‡</i> 1	Nei	✓ Age	El	ectric		Gas		Solar		Other_		
97	□ Wate	r Heater #	#2	9	Age	□ El	ectric		Gas		Solar		Other_		
98	□ Othe	r					_			Other					
99	Garage		Attach	ed 🗆	Not At	tached		Carport							
100	Water Su	pply 🗆	City		Well			Private		Itility	Oth	ner			
101	Gas Supp	ly 🗆	Utility			l		Other							
102			City Se	/											
103	Roof(s):	Гуре <u></u>	on po	situ				Age	e (appr	ox):	Ve.	w			
104 105 106 107	Other Iter	ns:													
108	To the be	st of your	knowledg	e, are any	of the al	oove NO	T in o	perating	conditi	on?		YES		NO	
109 110 111 112 113 114 115	If YES, th	en describ	be (attach	additiona	il sheets i	f necessa	ry):								
116 117 118 119	Leased It	ems: Lea	ased items	that rema	ain with t	he Prope	rty are	e (e.g. sec	curity s	ystems,	water s	oftene	r syster	ms, etc.):	
120	If leases a	re not assi	umable, it	will be S	eller's re	sponsibil	ity to	pay bala	nce.						
121	B. ARE	YOU (SF	ELLER) A	WARE	OF ANY	DEFEC	CTS/N	1ALFU!	NCTIC	NS IN	ANY O	FTH	E FOL	LOWING	<b>G</b> ?
			YES	NO	UNKN	OWN					YE	S I	O	UNKNO	WN
122	Interior W	alls		P	V	10		Roof Co	mpone	ents			#		
123	Ceilings			+	*	Jan		Basemer	nt				1		
124	Floors			4	F			Foundat	ion				4		
125	Windows			+				Slab				1			
126	Doors			#				Drivewa	У			1			
127	Insulation			4				Sidewall	KS			[	=		
128	Plumbing	System		9				Central I	Heating	7		ſ	4		

This form is copyrighted and may only be used in real estate transactions in which Cindy Garvey is involved as a TAR authorized user.

Unauthorized use of the form may result in legal sanctions being brought against the user and should be reported to the Tennessee Association of Realtors® at (615) 321-1477.

TENNESSEE ASSOCIATION OF REALTORS

OF REALTORS

RF 201 – Tennessee Residential Property Condition Disclosure, Page 3 of 6

		YES	NO	UNKNOWN			YES	NO	UNKNOWN
Sev	wer/Septic		Ŧ		Heat Pump			9	
Ele	ectrical System		#		Central Air Condi	tioning		4	
Ext	terior Walls		þ		Double Paned or l Window and/or D			1	
If a	ny of the above i	is/are mai	ked YES	s, please explain:				-	
Ple	ase describe any	repairs m	ade by y	ou or any previous o	owners of which you ar	e aware	(use sep	arate sh	eet if necessary).
C.	ARE YOU (SE	LLER)	AWARE	OF ANY OF THE	FOLLOWING:	YES	NO	UN	KNOWN
1.	such as, but not or chemical stor	limited t rage tank	o: asbest s, methar	which may be envir tos, radon gas, lead-l nphetamine, contam ast mold presence or	pased paint, fuel inated soil or		☑		
2.		ences, an	d/or driv	adjoining land owne eways, with joint rig	rs, such as walls, but hts and obligations				
3.	Any authorized property, or con			drainage or utilities perty?	affecting the		ď		
4.	Any changes since the most recent survey of the property was done?  Most recent survey of the property:   (check here if unknown)						6		
5.	Any encroachm ownership inter			r similar items that r ?	may affect your				
	repairs made wi	thout nec	essary pe				₽		
7.	Room additions repairs not in co			cations or other alter ilding codes?	rations or		d		
8.	Landfill (compathereof?	icted or o	therwise)	on the property or a	any portion			e e	d
9.	Any settling fro	m any ca	use, or sl	ippage, sliding or otl	her soil problems?		Ø		
10.	Flooding, draina	age or gra	ding pro	blems?					o o
11.	Any requiremen	t that floo	od insura	nce be maintained or	n the property?		2		
12.	Is any of the pro	perty in a	a flood pl	ain?					
13.	standing water v If yes, please ex	vithin fou plain. If	indation a	intrusions(s) from o and/or basement? y, please attach an actining to these repair	dditional sheet				
	tremors, wind, s	torm or w	ood dest	n fire, earthquake, floroying organisms? e sheet if necessary).					
	If yes, has said d	lamage be	een repai	red?					

This form is copyrighted and may only be used in real estate transactions in which Cindy Garvey is involved as a TAR authorized user.

Unauthorized use of the form may result in legal sanctions being brought against the user and should be reported to the Tennessee Association of Realtors® at (615) 321-1477.

TENNESSEE ASSOCIATION OF REALTORS®

OF REALTORS®

Copyright 2011 © Tennessee Association of Realtors®

RF 201 – Tennessee Residential Property Condition Disclosure, Page 4 of 6

				YES	NO / UNI	KNOWN
176 177	15.	Any zoning violations, nonconforming uses and/or violations "setback" requirements?	of			
178	16.	Neighborhood noise problems or other nuisances?				
179	17.	Subdivision and/or deed restrictions or obligations?				
180 181 182 183 184 185 186	18.	A Condominium/Homeowners Association (HOA) which has over the subject property?  Name of HOA:	HOA Address: Monthly Dues: Transfer Fees: Phone:			
187 188	19.	Any "common area" (facilities such as, but not limited to, poor courts, walkways or other areas co-owned in undivided interest				
189	20.	Any notices of abatement or citations against the property?				
190 191	21.	Any lawsuit(s) or proposed lawsuit(s) by or against the seller or will affect the property?	which affects		d ,	
192 193 194 195 196	22.	Is any system, equipment or part of the property being leased? If yes, please explain, and include a written statement regardin information.				
197	23.	Any exterior wall covering of the structure(s) covered with ex			Ø	
198 199 200 201 202 203 204 205 206		insulation and finish systems (EIFS), also known as "synthetic If yes, has there been a recent inspection to determine whether has excessive moisture accumulation and/or moisture related of (The Tennessee Real Estate Commission urges any buyer of professional inspect the structure in question for the professional's finding.)  If yes, please explain. If necessary, please attach an additional	the structure damage? or seller who en receding concer l sheet.			
207 208 209 210 211	24.	Is heating and air conditioning supplied to all finished rooms? If the same type of system is not used for all finished rooms, p		e e		
212 213 214 215	25.	If septic tank or other private disposal system is marked under it have adequate capacity and approved design to comply with and local requirements for the actual land area and number of facilities existing at the residence?	present state	Ø		
216 217	26.	Is the property affected by governmental regulations or restrict approval for changes, use, or alterations to the property?	tions requiring		P /	
218 219 220		Is this property in a historical district or has it been declared his any governmental authority such that permission must be obtained and types of improvements or aesthetic changes to the property.	ined before			
221	28.	Does this property have an exterior injection well located anyw	where on it?			
222 223 224 225		Is seller aware of any percolation tests or soil absorption rates performed on the property that are determined or accepted by the Tennessee Department of Environment and Conservation? If yes, results of test(s) and/or rate(s) are attached.	being			

This form is copyrighted and may only be used in real estate transactions in which Cindy Garvey is involved as a TAR authorized user.

Unauthorized use of the form may result in legal sanctions being brought against the user and should be reported to the Tennessee Association of Realtors® at (615) 321-1477.

TENNESSEE ASSOCIATION OF REALTORS

OF REALTORS

RF 201 – Tennessee Residential Property Condition Disclosure, Page 5 of 6

			YES	NO	UNKNOWN						
226 227	30.	Has any residence on this property ever been moved from its original foundation to another foundation?		1							
228 229 230 231 232 233 234 235	31.	Is this property in a Planned Unit Development? Planned Unit Development is defined pursuant to Tenn. Code Ann. § 66-5-213 as "an area of land, controlled by one (1) or more landowners, to be developed under unified control or unified plan of development for a number of dwelling units, commercial, educational, recreational or industrial uses, or any combination of the foregoing, the plan for which does not correspond in lot size, bulk or type of use, density, lot coverage, open space, or other restrictions to the existing land use regulations." Unknown is not a permissible answer under the statute.		₹							
236 237 238 239 240	32.	Is a sinkhole present on the property? A sinkhole is defined pursuant to Tenn. Code Ann. § 66-5-212(c) as "a subterranean void created by the dissolution of limestone or dolostone strata resulting from groundwater erosion, causing a surface subsidence of soil, sediment, or rock and is indicated through the contour lines on the property's recorded plat map."	0	€							
241	D.	CERTIFICATION. I/We certify that the information herein, concerning the real property located at									
242 243 244		is true and correct to the best of my/our knowledge as of the date signed. Should any of these conditions change prior to conveyance of title to this property, these changes will be disclosed in an addendum to this document.									
245		Transferor (Seller) Dat									
246 247		Transferor (Seller) Date	e		Time						
248 249 250 251		Parties may wish to obtain professional advice and/or inspections of the appropriate provisions in the purchase agreement regarding advice									
251 252 253 254	insp	insferee/Buyer's Acknowledgment: I/We understand that this disclosure statem section, and that I/we have a responsibility to pay diligent attention to and inquired lent by careful observation. I/We acknowledge receipt of a copy of this disclosure.	about th								
255		Transferee (Buyer) Dat	e		Time						
256		Transferee (Buyer) Dat	e		Time						
257 258 259	enti	ne property being purchased is a condominium, the transferee/buyer is hereby tled, upon request, to receive certain information regarding the administration of condominium association as applicable, pursuant to Tennessee Code Annotated §	the cond	dominiu							

1:0

.....

NOTE: This form is provided by TAR to its members for their use in real estate transactions and is to be used as is. This form contains language that is in addition to the language mandated by the state of Tennessee pursuant to the disclosure requirements of the "Tennessee Residential Property Disclosure Act". Tennessee Code Annotated § 66-5-201, et seq. By downloading and or using this form, you agree and covenant not to alter, amend, or edit said form or its contents except as where provided in the blank fields, and agree and acknowledge that any such alteration, amendment or edit of said form is done at your own risk. Use of the TAR logo in conjunction with any form other than standardized forms created by TAR is strictly prohibited. This form is subject to periodic revision and it is the responsibility of the member to use the most recent available form.

Cindy Garvey This form is copyrighted and may only be used in real estate transactions in which This form is copyrighted and may only be used in real estate transactions in which Cindy Garvey is involved as a TAR authorized user. Unauthorized use of the form may result in legal sanctions being brought against the user and should be reported to the Tennessee Association of Realtors\* at (615) 321-1477