

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

1 SELLER: Opal Tobin Trustee

2 PROPERTY: 1002 Harvest Road, Maysville, KS 66508

3  
4 **1. SELLER'S INSTRUCTIONS**

5 SELLER agrees to disclose to BUYER all material defects, conditions and facts **KNOWN TO SELLER**  
6 which may materially affect the value of the Property. This disclosure statement is designed to assist  
7 SELLER in making these disclosures. Licensee(s), prospective buyers and buyers will rely on this  
8 information.

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10 **2. NOTICE TO BUYER**

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

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15 **3. OCCUPANCY**

16 Approximate age of Property? 47 years How long have you owned? Trustee  
17 Does SELLER currently occupy the Property? ..... Yes  No   
18 If not, how long has it been since SELLER occupied the Property? 2 months years/months.

19  
20 **4. LAND (SOILS, DRAINAGE AND BOUNDARIES). (IF RURAL OR VACANT LAND, ATTACH  
21 SELLER'S LAND DISCLOSURE ALSO.)**

- 22 (a) Fill or expansive soil on the Property? ..... Yes  No   
23 (b) Sliding, settling, earth movement, upheaval or earth stability problems on  
24 the Property? ..... Yes  No   
25 (c) Is the Property or any portion thereof located in a flood zone, wetlands area  
26 or **proposed** to be located in such as designated by FEMA which requires  
27 flood insurance? ..... Yes  No   
28 (d) Drainage or flood problems on the Property or adjacent properties? ..... Yes  No   
29 (e) Do you pay flood insurance premiums? ..... Yes  No   
30 (f) If so, is it required? ..... Yes  No   
31 (g) Are the boundaries of the Property marked in any way? ..... Yes  No   
32 (h) Has Property had a stake survey? If yes, attach copy ..... Yes  No   
33 (i) Encroachments, boundary line disputes, or non-utility easements affecting  
34 the Property ..... Yes  No   
35 (j) Any fencing on the Property? ..... Yes  No   
36 (k) If yes, does fencing belong to the Property ..... Yes  No   
37 (l) Diseased, dead, or damaged trees or shrubs on the Property ..... Yes  No   
38 (m) Gas/oil wells, lines or storage facilities on Property or adjacent property ..... Yes  No

39 **If any of the answers in this section are "Yes", explain in detail:** \_\_\_\_\_  
40 \_\_\_\_\_  
41 \_\_\_\_\_  
42 \_\_\_\_\_

43 **5. ROOF:**

- 44 (a) Approximate Age: \_\_\_\_\_ years  Unknown Type: \_\_\_\_\_
- 45 (b) Have there been any problems with the roof, flashing or rain gutters? ..... Yes  No
- 46 If so, what was the date of the occurrence \_\_\_\_\_
- 47 (c) Have there been any repairs to the roof, flashing or rain gutters? ..... Yes  No
- 48 Date of and company performing such repairs \_\_\_\_\_ / \_\_\_\_\_
- 49 (d) Has there been any roof replacement? ..... Yes  No
- 50 If yes, was it:  Complete or  Partial
- 51 (e) What is the number of layers currently in place: \_\_\_\_\_ layers, or  Unknown.

52 **If any of the answers in this section are "Yes", explain in detail below: (All available warranties and**

53 **other documentation are attached)** \_\_\_\_\_  
54 \_\_\_\_\_  
55 \_\_\_\_\_  
56 \_\_\_\_\_  
57 \_\_\_\_\_

58 **6. INFESTATION – ARE YOU AWARE OF:**

- 59 (a) Any termites, wood destroying insects, or *other* pests on the Property? ..... Yes  No
- 60 (b) Any damage to the property by termites, wood destroying insects or *other*
- 61 pests? ..... Yes  No
- 62 (c) Any termite, wood destroying insects or other pest control treatments on the
- 63 Property in the last five years? ..... Yes  No
- 64 If yes, list company, *when and where* treated \_\_\_\_\_
- 65 (d) Any warranty, bait stations or other treatment coverage by a licensed pest
- 66 control company on the Property? ..... Yes  No
- 67 If yes, the annual cost of service renewal is \$ \_\_\_\_\_ and the time remaining on the
- 68 service contract is \_\_\_\_\_. (Check One)
- 69  The treatment system stays with the Property, or  the treatment system is subject to
- 70 removal by the treatment company if annual service fee is not paid.

71 **If any of the answers in this section are "Yes", explain in detail (attach any receipts):** \_\_\_\_\_

72 \_\_\_\_\_  
73 \_\_\_\_\_  
74 \_\_\_\_\_  
75 \_\_\_\_\_

76 **7. STRUCTURAL, BASEMENT AND CRAWL SPACE ITEMS – ARE YOU AWARE OF:**

- 77 (a) Movement, shifting, deterioration, or other problems with walls, foundations,
- 78 crawl space or slab? ..... Yes  No
- 79 (b) Any cracks or flaws in the walls, ceilings, foundations, concrete slab,
- 80 crawl space, basement floor or garage? ..... Yes  No
- 81 (c) Any corrective action taken including, but not limited to piercing or bracing? ..... Yes  No
- 82 (d) Any water leakage or dampness in the house, crawl space or basement? ..... Yes  No
- 83 (e) Any dry rot, wood rot or similar conditions on the wood of the Property? ..... Yes  No
- 84 (f) Any problems with driveways, patios, decks, fences or retaining walls on
- 85 the Property? ..... Yes  No
- 86 (g) Any problems with fireplace and/or chimney? ..... Yes  No
- 87 Date of last cleaning? \_\_\_\_\_
- 88 (h) Does the Property have a sump pump? ..... Yes  No
- 89 (i) Any repairs or other attempts to control the cause or effect of any problem
- 90 described above? ..... Yes  No

91 **If any of the answers in this section are "Yes", explain in detail. When describing repairs or control**

92 **efforts, describe the location, extent, date, and name of the person who did the repair or control effort**

93 **and attach, if available, any inspection reports, estimates or receipts:** \_\_\_\_\_

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**8. 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: \_\_\_\_\_

(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: \_\_\_\_\_

**9. 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 so, is it:  Leased  Owned?)

(d) Is there a water purifier system? ..... Yes  No   
(If so, is it:  Leased  Owned?)

(e) What type of sewage system serves the Property?  Public Sewer, or  Private Sewer, or  Septic System, or  Cesspool, or  Lagoon, or  Other \_\_\_\_\_

(f) If there is a septic system, is there a sewage pump on the septic system? Yes  No

(g) Is there a grinder pump system? ..... Yes  No

(h) If there is a privately owned system, when was the septic tank, cesspool, or sewage system last serviced? \_\_\_\_\_ By whom? \_\_\_\_\_

(i) Is there a sprinkler system? ..... Yes  No   
Does sprinkler system cover full yard? ..... N/A  Yes  No

If "No", explain: \_\_\_\_\_

(j) Is there a back flow prevention device on the lawn sprinkling system, sewer or pool? ..... Yes  No

(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  Other \_\_\_\_\_

The location of the main water shut-off is front yard

(m) The location of the sewer line clean out trap is: \_\_\_\_\_

If your answer to any of the questions in this section is "Yes", explain in detail and provide available documentation: \_\_\_\_\_



140 **10. HEATING AND AIR CONDITIONING:**

141 (a) Does the Property have air conditioning? ..... Yes  No

142  Central Electric  Central Gas  Heat Pump  Window Unit(s)  
143 Unit Age of Unit Leased Owned Location Last Date Serviced/By Whom?

144 1. \_\_\_\_\_  
145 2. \_\_\_\_\_

146 (b) Does the Property have heating systems? ..... Yes  No

147  Electric  Fuel Oil  Natural Gas  Heat Pump  Propane  Fuel Tank  Other \_\_\_\_\_  
148 Unit Age of Unit Leased Owned Location Last Date Serviced/By Whom?

149 1. \_\_\_\_\_  
150 2. \_\_\_\_\_

151 (c) Are there rooms without heat or air conditioning? ..... Yes  No

152 If yes, which room(s)? \_\_\_\_\_

153 (d) Does the Property have a water heater? ..... Yes  No

154  Electric  Gas  Solar  
155 Unit Age of Unit Leased Owned Location Last Date Serviced/By Whom?

156 1. \_\_\_\_\_  
157 2. \_\_\_\_\_

158 (e) Are you aware of any problems regarding these items? ..... Yes  No

159 If your answer to question 10(c) and/or 10(e) in this section is "Yes", explain in detail: \_\_\_\_\_

160 \_\_\_\_\_  
161 \_\_\_\_\_  
162 \_\_\_\_\_  
163 \_\_\_\_\_

164 **11. ELECTRICAL SYSTEM:**

165 (a) Type of material used:  Copper  Aluminum  Unknown

166 (b) Type of electrical panel(s):  Breaker  Fuse

167 Location of electrical panel(s): Basement

168 Size of electrical panel (total amps), if known: \_\_\_\_\_

169 (c) Are you aware of any problem with the electrical system? ..... Yes  No

170 If "Yes", explain in detail: \_\_\_\_\_  
171 \_\_\_\_\_  
172 \_\_\_\_\_  
173 \_\_\_\_\_  
174 \_\_\_\_\_

175 **12. HAZARDOUS CONDITIONS:**

176 (a) Underground tanks on the Property? ..... Yes  No

177 (b) Landfill on the Property? ..... Yes  No

178 (c) Toxic substances on the Property, (e.g. tires, batteries, etc.)? ..... Yes  No

179 (d) Has the Property been tested for any of the above listed items? ..... Yes  No

180 (e) Radon in the property? ..... Yes  No

181 (f) Have you had the property tested for radon? ..... Yes  No

182 (g) Have you had the property tested for mold? ..... Yes  No

183 (h) Are you aware of any other environmental issues? ..... Yes  No

184 (i) Are you aware of any methamphetamine or controlled substances ever being  
185 used or manufactured on the Property? ..... Yes  No

186 (In Missouri, a separate disclosure is required if methamphetamine or  
187 other controlled substances have been present on or in the Property)

188 If your answer to any of the questions in this section is "Yes", explain in detail and attach test  
189 results: \_\_\_\_\_  
190 \_\_\_\_\_  
191 \_\_\_\_\_

192  
193 **13. NEIGHBORHOOD INFORMATION AND HOMEOWNERS ASSOCIATIONS:**

- 194 (a) Are you aware of any current/pending bonds, assessments, or special taxes  
195 that apply to Property? ..... Yes  No   
196 Amount: \$ \_\_\_\_\_
- 197 (b) Are you aware or have you received any notice of any condition or proposed  
198 change in your neighborhood or surrounding area? ..... Yes  No
- 199 (c) Is the Property subject to covenants, conditions, and restrictions of a  
200 Homeowner's Association or subdivision restrictions? ..... Yes  No
- 201 (d) Are you aware of any violations of such covenants and restrictions? ..... Yes  No
- 202 (e) Does the Homeowner's Association impose its own transfer fee when this  
203 Property is sold? ..... Yes  No   
204 If "yes", what is the amount? \$ \_\_\_\_\_
- 205 (f) Are you aware of any defect, damage, proposed change or problem with any  
206 common elements or common areas? ..... Yes  No
- 207 (g) Are you aware of any condition or claim which may result in any change to  
208 assessments or fees? ..... Yes  No
- 209 (h) Are streets privately owned? ..... Yes  No
- 210 (i) Is Property in a historic, conservation or special review district that  
211 requires any alterations or improvements to Property be approved by a  
212 board or commission? ..... Yes  No
- 213 (j) Is Property subject to tax abatement? ..... Yes  No
- 214 (k) Is Property subject to a right of first refusal? ..... Yes  No

215 If the answer to any of the above questions is "Yes" except (c), explain in detail, including  
216 amounts, if applicable: \_\_\_\_\_  
217 \_\_\_\_\_  
218 \_\_\_\_\_  
219 \_\_\_\_\_  
220 \_\_\_\_\_

221 Homes Association dues which are paid in full until \_\_\_\_\_ in the amount of \$ \_\_\_\_\_  
222 payable  yearly  monthly  quarterly, sent to \_\_\_\_\_ and  
223 such includes: \_\_\_\_\_  
224 Homeowner's Association contact name, phone number, website, or email address: \_\_\_\_\_  
225 \_\_\_\_\_  
226 \_\_\_\_\_

227 **14. OTHER MATTERS:**

- 228 (a) Are you aware of any of the following?  
229  Party walls  Common areas  Easement Driveways ..... Yes  No
- 230 (b) Are you aware of any fire damage to the Property? ..... Yes  No
- 231 (c) Are there any liens, other than mortgage(s)/deeds of trust currently on the  
232 Property? ..... Yes  No
- 233 (d) Are there any violations of laws or regulations affecting the Property? ..... Yes  No
- 234 (e) Are you aware of any other conditions that may materially and adversely  
235 affect the value or desirability of the Property? ..... Yes  No
- 236 (f) Are you aware of any other condition that may prevent you from completing  
237 the sale of the Property? ..... Yes  No
- 238 (g) Are you aware of any general stains or pet stains to the carpet, the flooring

- 239 or sub-flooring? ..... Yes  No
- 240 (h) Do you have keys for all exterior doors, including garage doors in the
- 241 home? ..... Yes  No
- 242 List locks without keys \_\_\_\_\_
- 243 (i) Are you aware of any violation of zoning, setbacks or restrictions, or
- 244 non-conforming uses? ..... Yes  No
- 245 (j) Are you aware of any unrecorded interests affecting the Property? ..... Yes  No
- 246 (k) Are you aware of anything that would interfere with giving clear title to
- 247 the BUYER? ..... Yes  No
- 248 (l) Are you aware of any existing or threatened legal action pertaining to
- 249 the Property? ..... Yes  No
- 250 (m) Are you aware of any litigation or settlement pertaining to this Property? ..... Yes  No
- 251 (n) Have you added any insulation since you have owned the Property? ..... Yes  No
- 252 (o) Have you replaced any appliances that remain with the Property in the
- 253 past five years? ..... Yes  No
- 254 (p) Are there any transferable warranties on the Property or any of its
- 255 components? ..... Yes  No
- 256 (q) Have you made any insurance or other claims pertaining to this Property
- 257 in the past 5 years? ..... Yes  No
- 258 If yes, were repairs from claim(s) completed? ..... Yes  No
- 259 (r) Are you aware of any use of synthetic stucco in the property? ..... Yes  No

260 If any of the answers in this section are "Yes", (except g), explain in detail: \_\_\_\_\_

261 \_\_\_\_\_

262 \_\_\_\_\_

263 \_\_\_\_\_

- 264
- 265 **15. UTILITIES:** Identify the name and phone number for utilities listed below.
- 266 Electric Company Name - Nemaha Marshall Electric Phone 785-736-2345
- 267 Gas Company Name - Propane - Hoovers Phone \_\_\_\_\_
- 268 Water Company Name - Rural water district no. 3 Phone 785-353-2430

- 269
- 270 **16. FIXTURES, EQUIPMENT AND APPLIANCES (FILL IN ALL BLANKS)**
- 271 The Residential Real Estate Sale Contract, not the Seller's Disclosure Statement, the MLS, or other
- 272 promotional material, provides for what is included in the sale of the property. All existing
- 273 improvements on Property (if any) and appurtenances, fixtures and equipment, whether buried,
- 274 nailed, bolted, screwed, glued or otherwise permanently attached to Property are expected to remain
- 275 with Property unless excluded from the sale in the Residential Real Estate Sale Contract.
- 276 **OS = Operating and Staying with the Property (Means the item is performing its intended**
- 277 **function)**
- 278 **EX = Staying with the Property but Excluded from Mechanical Repairs and cannot be an**
- 279 **Unacceptable Condition**
- 280 **NA = Not applicable**
- 281 **NS = Not staying with the Property**

282	<u>NA</u> Air Conditioning Window Units, # _____	<u>OS</u> Garage door opener(s)	<u>NA</u> Sprinkler System _____
283	<u>OS</u> Air Conditioning Central System	<u>OS</u> Garage Door Transmitter(s), # _____	<u>NA</u> Sprinkler System Back Flow Valve
284	<u>NA</u> Attic Fan	<u>NA</u> Gas Grill	<u>NA</u> Sprinkler System Auto Timer
285	<u>OS</u> Ceiling Fans, # _____	<u>NA</u> Gas Yard Light	<u>NA</u> Statuary/Yard Art
286	<u>EX</u> Central vac & attachments <i>Does not work</i>	<u>OS</u> Humidifier	<u>EX</u> Stove, <input checked="" type="checkbox"/> Elec. ___ Gas
287	<u>EX</u> Dishwasher	<u>NA</u> Intercom	<u>EX</u> Stove Downdraft Cooktop
288	<u>NA</u> Disposal	<u>OS</u> Laundry – Washer	<u>EX</u> Stove Oven <input checked="" type="checkbox"/> Elec. ___ Gas
289	<u>OS</u> Doorbell	<u>OS</u> Laundry – Dryer	<u>EX</u> Stove Oven – Convection
290	<u>NA</u> Electric air cleaner or purifier	<u>OS</u> Microwave Oven	<u>NA</u> Stove/Oven Clock Timer
291	<u>OS</u> Electric Garage Door Opener(s)	<u>OS</u> Propane Tank	<u>EX</u> Stove Vent Hood
292	<u>OS</u> Exhaust fan(s) – baths	<u>OS</u> Refrigerator	<u>NA</u> Sump Pump
293	<u>NA</u> Fireplace heat re-circulator	Location of Refrigerator <u>Kitchen</u>	<u>NA</u> Swimming Pool
294	<u>NA</u> Fireplace insert	<u>NA</u> Security System	<u>NA</u> Swimming Pool Heater
295	<u>NA</u> Fireplace Gas Logs	___ Owned ___ Leased	<u>NA</u> Swimming Pool Equipment
296	<u>NA</u> Fireplace Gas Starter	<u>EX</u> Smoke Detector(s), # _____	<u>EX</u> Trash Compactor
297	<u>NA</u> Fireplace – wood burning stove	<u>NA</u> Spa/Hot Tub	<u>NA</u> TV Antenna/Receiver/Satellite Dish
298	<u>NA</u> Fountain(s)	<u>NA</u> Spa/Sauna	___ Own ___ Lease
299	<u>OS</u> Furnace/heat pump/other htg system	<u>NA</u> Spa Equipment	<u>NA</u> Water Softener and/or purifier
300	___ Other _____	___ Other _____	___ Own ___ Lease
301	___ Other _____	___ Other _____	___ Other _____

302

303 Disclose any material information and describe any significant repairs, improvements or alterations to

304 the Property not fully revealed above. If applicable, state who did the work. Attach to this disclosure any

305 repair estimates, reports, invoices, notices or other documents describing or referring to the matters

306 revealed herein: \_\_\_\_\_

307 \_\_\_\_\_

308 \_\_\_\_\_

309 \_\_\_\_\_

310 The undersigned SELLER represents that the information set forth in the foregoing Disclosure Statement

311 is accurate and complete. SELLER does not intend this Disclosure Statement to be a warranty or

312 guarantee of any kind. SELLER hereby authorizes their agent to provide this information to prospective

313 BUYER of the property and to real estate brokers and salespeople. **SELLER will promptly notify**

314 **Licensee assisting the SELLER, in writing, if any information in this disclosure changes prior to**

315 **Closing, and Licensee assisting the SELLER will promptly notify Licensee assisting the BUYER,**

316 **in writing, of such changes. (Initial and date any changes and/or attach a list of additional**

317 **changes. If attached, # \_\_\_\_\_ of pages).**

318

319 **CAREFULLY READ THE TERMS HEREOF BEFORE SIGNING. WHEN SIGNED BY ALL PARTIES,**

320 **THIS DOCUMENT BECOMES PART OF A LEGALLY BINDING CONTRACT.**

321 **IF NOT UNDERSTOOD, CONSULT AN ATTORNEY BEFORE SIGNING.**

322

323

324 Coal Tobin Trustee 10-17-2022

325 SELLER DATE SELLER DATE