

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

1 SELLER: Marilyn O'Neil
2 PROPERTY: 820 21st Rd., Beatrice KS 66406
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.
9

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.
14

15 **3. OCCUPANCY**

16 Approximate age of Property? 91 years How long have you owned? 41 years
17 Does SELLER currently occupy the Property? Yes ☒ No ☐
18 If not, how long has it been since SELLER occupied the Property? _____ 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 Survey completed
41 Partial fencing on property
42 Property included wooded pasture - some dead trees

43 **5. ROOF:**

- 44 (a) Approximate Age: 6 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 Asphalt shingles
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 \$ 295/yr and the time remaining on the
68 service contract is until 9/23. (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 House treated by Schendel Pest Control with Sentricon system.
73 _____
74 Rest of property not checked.
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? not currently in use
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: _____

94 Surface level cracking in walls due to age of home.
95
96
97

98 **8. ADDITIONS AND/OR REMODELING:**

99 (a) Are you aware of any additions, structural changes, or other material
100 alterations to the Property? Yes ☒ No ☐

101 If "Yes", explain: Added shower/laundry room
102

103 (b) If "Yes", were all necessary permits and approvals obtained, and was all
104 work in compliance with building codes? N/A ☐ Yes ☐ No ☒

105 If "No", explain: Permit not required.
106
107

108 **9. PLUMBING RELATED ITEMS:**

109 (a) What is the drinking water source? ☒ Public ☐ Private ☐ Well ☐ Cistern

110 If well water, state type _____ depth _____
111 diameter _____ age _____

112 (b) If the drinking water source is a well, when was the water last checked for safety and what
113 was the result of the test? _____

114 (c) Is there a water softener on the Property? Yes ☐ No ☒

115 (If so, is it: ☐ Leased ☐ Owned?)

116 (d) Is there a water purifier system? Yes ☐ No ☒

117 (If so, is it: ☐ Leased ☐ Owned?)

118 (e) What type of sewage system serves the Property? ☐ Public Sewer, or ☐ Private Sewer, or
119 ☐ Septic System, or ☐ Cesspool, or ☐ Lagoon, or ☒ Other unknown

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

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

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

124 (i) Is there a sprinkler system? Yes ☐ No ☒

125 Does sprinkler system cover full yard? N/A ☒ Yes ☐ No ☐

126 If "No", explain: _____

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

129 (k) Are you aware of any leaks, backups, or other problems relating to any of the plumbing,
130 water, and sewage related systems? Yes ☐ No ☒

131 (l) Type of plumbing material currently used in the Property:

132 ☐ Copper ☐ Galvanized ☒ Other unknown

133 The location of the main water shut-off is Basement

134 (m) The location of the sewer line clean out trap is: unknown

135 If your answer to any of the questions in this section is "Yes", explain in detail and provide
136 available documentation: _____
137
138
139

10. HEATING AND AIR CONDITIONING:

(a) Does the Property have air conditioning? Yes ☒ No ☐

☒ Central Electric ☐ Central Gas ☐ Heat Pump ☐ Window Unit(s)

Unit Age of Unit Leased Owned Location Last Date Serviced/By Whom?

1. 11/20/2023

2.

(b) Does the Property have heating systems? Yes ☒ No ☐

☐ Electric ☐ Fuel Oil ☐ Natural Gas ☐ Heat Pump ☒ Propane ☐ Fuel Tank ☐ Other

Unit Age of Unit Leased Owned Location Last Date Serviced/By Whom?

1. Unknown

2.

(c) Are there rooms without heat or air conditioning? Yes ☐ No ☒

If yes, which room(s)?

(d) Does the Property have a water heater? Yes ☒ No ☐

☒ Electric ☐ Gas ☐ Solar

Unit Age of Unit Leased Owned Location Last Date Serviced/By Whom?

1. 4/13/2010

2.

(e) Are you aware of any problems regarding these items? Yes ☐ No ☒

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

11. ELECTRICAL SYSTEM:

(a) Type of material used: ☐ Copper ☐ Aluminum ☒ Unknown

(b) Type of electrical panel(s): ☒ Breaker ☐ Fuse

Location of electrical panel(s): Back porch

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

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

If "Yes", explain in detail:

12. HAZARDOUS CONDITIONS:

(a) Underground tanks on the Property? Yes ☐ No ☒

(b) Landfill on the Property? Yes ☐ No ☒

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

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

(e) Radon in the property? Yes ☐ No ☒

(f) Have you had the property tested for radon? Yes ☐ No ☒

(g) Have you had the property tested for mold? Yes ☐ No ☒

(h) Are you aware of any other environmental issues? Yes ☐ No ☒

(i) Are you aware of any methamphetamine or controlled substances ever being

used or manufactured on the Property? Yes ☐ No ☒

(In Missouri, a separate disclosure is required if methamphetamine or 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 N/A 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 N/A

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 Keys provided for front/back house and marten shed.

263 _____

264 _____

265 **15. UTILITIES:** Identify the name and phone number for utilities listed below.

266 Electric Company Name - Nemata Marshall Electric Co. part 1 Phone 785-736-2345

267 Gas Company Name - Wanklyn Gas Co. Phone 785-292-4710

268 Water Company Name - Marshall Co. Rural Water Phone 785-253-2430

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	<input type="checkbox"/> Air Conditioning Window Units, # _____	<input type="checkbox"/> Garage door opener(s)	<input type="checkbox"/> Sprinkler System _____
283	<input checked="" type="checkbox"/> Air Conditioning Central System	<input type="checkbox"/> Garage Door Transmitter(s), # _____	<input type="checkbox"/> Sprinkler System Back Flow Valve
284	<input type="checkbox"/> Attic Fan	<input type="checkbox"/> Gas Grill	<input type="checkbox"/> Sprinkler System Auto Timer
285	<input type="checkbox"/> Ceiling Fans, # _____	<input type="checkbox"/> Gas Yard Light	<input type="checkbox"/> Statuary/Yard Art
286	<input type="checkbox"/> Central vac & attachments	<input type="checkbox"/> Humidifier	<input checked="" type="checkbox"/> Stove, <input checked="" type="checkbox"/> Elec. <input type="checkbox"/> Gas
287	<input type="checkbox"/> Dishwasher	<input type="checkbox"/> Intercom	<input type="checkbox"/> Stove Downdraft Cooktop
288	<input type="checkbox"/> Disposal	<input checked="" type="checkbox"/> Laundry - Washer	<input checked="" type="checkbox"/> Stove Oven <input checked="" type="checkbox"/> Elec. <input type="checkbox"/> Gas
289	<input checked="" type="checkbox"/> Doorbell	<input checked="" type="checkbox"/> Laundry - Dryer	<input type="checkbox"/> Stove Oven - Convection
290	<input type="checkbox"/> Electric air cleaner or purifier	<input checked="" type="checkbox"/> Microwave Oven	<input checked="" type="checkbox"/> Stove/Oven Clock Timer
291	<input type="checkbox"/> Electric Garage Door Opener(s)	<input checked="" type="checkbox"/> Propane Tank	<input checked="" type="checkbox"/> Stove Vent Hood
292	<input type="checkbox"/> Exhaust fan(s) - baths	<input checked="" type="checkbox"/> Refrigerator	<input type="checkbox"/> Sump Pump
293	<input type="checkbox"/> Fireplace heat re-circulator	Location of Refrigerator <u>Kitchen</u>	<input type="checkbox"/> Swimming Pool
294	<input type="checkbox"/> Fireplace insert	<input type="checkbox"/> Security System	<input type="checkbox"/> Swimming Pool Heater
295	<input type="checkbox"/> Fireplace Gas Logs	<input type="checkbox"/> Owned <input type="checkbox"/> Leased	<input type="checkbox"/> Swimming Pool Equipment
296	<input type="checkbox"/> Fireplace Gas Starter	<input type="checkbox"/> Smoke Detector(s), # _____	<input type="checkbox"/> Trash Compactor
297	<input type="checkbox"/> Fireplace - wood burning stove	<input type="checkbox"/> Spa/Hot Tub	<input type="checkbox"/> TV Antenna/Receiver/Satellite Dish
298	<input type="checkbox"/> Fountain(s)	<input type="checkbox"/> Spa/Sauna	<input type="checkbox"/> Own <input type="checkbox"/> Lease
299	<input checked="" type="checkbox"/> Furnace/heat pump/other htg system	<input type="checkbox"/> Spa Equipment	<input type="checkbox"/> Water Softener and/or purifier
300	<input type="checkbox"/> Other _____	<input type="checkbox"/> Other _____	<input type="checkbox"/> Own <input type="checkbox"/> Lease
301	<input type="checkbox"/> Other _____	<input type="checkbox"/> Other _____	<input type="checkbox"/> 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 Marilyn O'Neil
324
325 SELLER

5/20/23
DATE SELLER

DATE

326 **BUYER ACKNOWLEDGEMENT AND AGREEMENT**

327

- 328 1. I understand and agree that the information in this form is limited to information of which SELLER has
329 actual knowledge and that SELLER need only make an honest effort at fully revealing the information
330 requested.
- 331 2. This property is being sold to me without warranties or guaranties of any kind by SELLER or
332 Broker(s) or agents concerning the condition or value of the Property.
- 333 3. I agree to verify any of the above information, and any other important information provided by
334 SELLER or Broker (including any information obtained through the Multiple Listing Service) by an
335 independent investigation of my own. I have been specifically advised to have Property examined by
336 professional inspectors.
- 337 4. I acknowledge that neither SELLER nor Broker is an expert at detecting or repairing physical defects
338 in Property.
- 339 5. I specifically represent that there are no important representations concerning the condition or value
340 of Property made by SELLER or Broker on which I am relying except as may be fully set forth in
341 writing and signed by them.

342

343

344

345 **BUYER** _____ **DATE** **BUYER** _____ **DATE**

No
warranty is made or implied as to the legal validity or adequacy of this 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. Copyright January 2008. Last revised 10/07. All previous versions of this document may no longer
be valid.