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TEXAS REALTORS

SELLER'S DISCLOSURE NOTICE

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Section 5.008, Property Code requires a seller of residential property of not more than one dwelling unit to deliver a Seller's Disclosure Notice to a buyer on or before the effective date of a contract. **This form complies with and contains additional disclosures which exceed the minimum disclosures required by the Code.**

CONCERNING THE PROPERTY AT 29011 Arena Dr., Waller, TX 77484

THIS NOTICE IS A DISCLOSURE OF SELLER'S KNOWLEDGE OF THE CONDITION OF THE PROPERTY AS OF THE DATE SIGNED BY SELLER AND IS NOT A SUBSTITUTE FOR ANY INSPECTIONS OR WARRANTIES THE BUYER MAY WISH TO OBTAIN. IT IS NOT A WARRANTY OF ANY KIND BY SELLER, SELLER'S AGENTS, OR ANY OTHER AGENT.

Seller ☑ is ☐ is not occupying the Property. If unoccupied (by Seller), how long since Seller has occupied the Property? ☐ NA (approximate date) or ☐ never occupied the Property

Section 1. The Property has the items marked below: (Mark Yes (Y), No (N), or Unknown (U).)

This notice does not establish the items to be conveyed. The contract will determine which items will & will not convey.

Item	Y	N	U
Cable TV Wiring	☑	☐	☐
Carbon Monoxide Det.	☑	☐	☐
Ceiling Fans	☑	☐	☐
Cooktop	☐	☑	☐
Dishwasher	☑	☐	☐
Disposal	☑	☐	☐
Emergency Escape Ladder(s)	☐	☑	☐
Exhaust Fans	☑	☐	☐
Fences	☐	☑	☐
Fire Detection Equip.	☐	☑	☐
French Drain	☐	☑	☐
Gas Fixtures	☐	☑	☐
Natural Gas Lines	☐	☑	☐

Item	Y	N	U
Liquid Propane Gas:	☐	☑	☐
-LP Community (Captive)	☐	☑	☐
-LP on Property	☑	☐	☐
Hot Tub	☐	☑	☐
Intercom System	☐	☑	☐
Microwave	☑	☐	☐
Outdoor Grill	☐	☑	☐
Patio/Decking	☑	☐	☐
Plumbing System	☑	☐	☐
Pool	☐	☑	☐
Pool Equipment	☐	☑	☐
Pool Maint. Accessories	☐	☑	☐
Pool Heater	☐	☑	☐

Item	Y	N	U
Pump: ☐ sump ☐ grinder	☐	☑	☐
Rain Gutters	☐	☑	☐
Range/Stove	☑	☐	☐
Roof/Attic Vents	☐	☑	☐
Sauna	☐	☑	☐
Smoke Detector	☑	☐	☐
Smoke Detector – Hearing Impaired	☐	☑	☐
Spa	☐	☑	☐
Trash Compactor	☐	☑	☐
TV Antenna	☐	☑	☐
Washer/Dryer Hookup	☑	☐	☐
Window Screens	☑	☐	☐
Public Sewer System	☐	☑	☐

Item	Y	N	U	Additional Information
Central A/C	☑	☐	☐	☑ electric ☐ gas number of units: 1
Evaporative Coolers	☐	☑	☐	number of units: NA
Wall/Window AC Units	☐	☑	☐	number of units: NA
Attic Fan(s)	☐	☑	☐	if yes, describe: NA
Central Heat	☑	☐	☐	☐ electric ☑ gas number of units: 1
Other Heat	☐	☑	☐	if yes describe: NA
Oven	☐	☑	☐	number of ovens: NA ☐ electric ☐ gas ☐ other: NA
Fireplace & Chimney	☑	☐	☐	☐ wood ☑ gas logs ☐ mock ☐ other: NA
Carport	☐	☑	☐	☐ attached ☐ not attached
Garage	☑	☐	☐	☐ attached ☑ not attached
Garage Door Openers	☐	☑	☐	number of units: NA number of remotes: NA
Satellite Dish & Controls	☑	☐	☐	☐ owned ☑ leased from DirecTV
Security System	☐	☑	☐	☐ owned ☐ leased from NA
Solar Panels	☐	☑	☐	☐ owned ☐ leased from NA
Water Heater	☑	☐	☐	☐ electric ☑ gas ☐ other: NA number of units: 1
Water Softener	☑	☐	☐	☑ owned ☐ leased from NA
Other Leased Item(s)	☐	☑	☐	if yes, describe: NA

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Underground Lawn Sprinkler	☐	☑	☐	☐ automatic ☐ manual areas covered: NA
Septic / On-Site Sewer Facility	☑	☐	☐	if yes, attach Information About On-Site Sewer Facility (TXR-1407)

Water supply provided by: ☐ city ☐ well ☐ MUD ☐ co-op ☐ unknown ☑ other: G&W

Was the Property built before 1978? ☐ yes ☑ no ☐ unknown

(If yes, complete, sign, and attach TXR-1906 concerning lead-based paint hazards).

Roof Type: Architectural Laminate 30 yr grade Age: 12 (approximate)

Is there an overlay roof covering on the Property (shingles or roof covering placed over existing shingles or roof covering)? ☐ yes ☑ no ☐ unknown

Are you (Seller) aware of any of the items listed in this Section 1 that are not in working condition, that have defects, or are need of repair? ☐ yes ☑ no If yes, describe (attach additional sheets if necessary): _____

Section 2. Are you (Seller) aware of any defects or malfunctions in any of the following? (Mark Yes (Y) if you are aware and No (N) if you are not aware.)

Item	Y	N
Basement	☐	☑
Ceilings	☐	☑
Doors	☐	☑
Driveways	☐	☑
Electrical Systems	☐	☑
Exterior Walls	☐	☑

Item	Y	N
Floors	☐	☑
Foundation / Slab(s)	☐	☑
Interior Walls	☐	☑
Lighting Fixtures	☐	☑
Plumbing Systems	☐	☑
Roof	☐	☑

Item	Y	N
Sidewalks	☐	☑
Walls / Fences	☐	☑
Windows	☐	☑
Other Structural Components	☐	☑
NA	☐	☑
NA	☐	☑

If the answer to any of the items in Section 2 is yes, explain (attach additional sheets if necessary): _____

Section 3. Are you (Seller) aware of any of the following conditions? (Mark Yes (Y) if you are aware and No (N) if you are not aware.)

Condition	Y	N
Aluminum Wiring	☐	☑
Asbestos Components	☐	☑
Diseased Trees: ☐ oak wilt ☐ NA	☐	☑
Endangered Species/Habitat on Property	☐	☑
Fault Lines	☐	☑
Hazardous or Toxic Waste	☐	☑
Improper Drainage	☐	☑
Intermittent or Weather Springs	☐	☑
Landfill	☐	☑
Lead-Based Paint or Lead-Based Pt. Hazards	☐	☑
Encroachments onto the Property	☐	☑
Improvements encroaching on others' property	☐	☑
Located in Historic District	☐	☑
Historic Property Designation	☐	☑
Previous Foundation Repairs	☐	☑
Previous Roof Repairs	☐	☑
Previous Other Structural Repairs	☐	☑
Previous Use of Premises for Manufacture of Methamphetamine	☐	☑

Condition	Y	N
Radon Gas	☐	☑
Settling	☐	☑
Soil Movement	☐	☑
Subsurface Structure or Pits	☐	☑
Underground Storage Tanks	☐	☑
Unplatted Easements	☐	☑
Unrecorded Easements	☐	☑
Urea-formaldehyde Insulation	☐	☑
Water Damage Not Due to a Flood Event	☐	☑
Wetlands on Property	☐	☑
Wood Rot	☐	☑
Active infestation of termites or other wood destroying insects (WDI)	☐	☑
Previous treatment for termites or WDI	☐	☑
Previous termite or WDI damage repaired	☐	☑
Previous Fires	☐	☑
Termite or WDI damage needing repair	☐	☑
Single Blockable Main Drain in Pool/Hot Tub/Spa*	☐	☑

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If the answer to any of the items in Section 3 is yes, explain (attach additional sheets if necessary): _____

*A single blockable main drain may cause a suction entrapment hazard for an individual.

Section 4. Are you (Seller) aware of any item, equipment, or system in or on the Property that is in need of repair, which has not been previously disclosed in this notice? ☐ yes ☑ no If yes, explain (attach additional sheets if necessary): _____

Section 5. Are you (Seller) aware of any of the following conditions?* (Mark Yes (Y) if you are aware and check wholly or partly as applicable. Mark No (N) if you are not aware.)

Y	N	
☐	☑	Present flood insurance coverage (if yes, attach TXR 1414).
☐	☑	Previous flooding due to a failure or breach of a reservoir or a controlled or emergency release of water from a reservoir.
☐	☑	Previous flooding due to a natural flood event (if yes, attach TXR 1414).
☐	☑	Previous water penetration into a structure on the Property due to a natural flood event (if yes, attach TXR 1414).
☐	☑	Located ☐ wholly ☐ partly in a 100-year floodplain (Special Flood Hazard Area-Zone A, V, A99, AE, AO, AH, VE, or AR) (if yes, attach TXR 1414).
☐	☑	Located ☐ wholly ☐ partly in a 500-year floodplain (Moderate Flood Hazard Area-Zone X (shaded)).
☐	☑	Located ☐ wholly ☐ partly in a floodway (if yes, attach TXR 1414).
☐	☑	Located ☐ wholly ☐ partly in a flood pool.
☐	☑	Located ☐ wholly ☐ partly in a reservoir.

If the answer to any of the above is yes, explain (attach additional sheets as necessary): _____

*For purposes of this notice:

"100-year floodplain" means any area of land that: (A) is identified on the flood insurance rate map as a special flood hazard area, which is designated as Zone A, V, A99, AE, AO, AH, VE, or AR on the map; (B) has a one percent annual chance of flooding, which is considered to be a high risk of flooding; and (C) may include a regulatory floodway, flood pool, or reservoir.

"500-year floodplain" means any area of land that: (A) is identified on the flood insurance rate map as a moderate flood hazard area, which is designated on the map as Zone X (shaded); and (B) has a two-tenths of one percent annual chance of flooding, which is considered to be a moderate risk of flooding.

"Flood pool" means the area adjacent to a reservoir that lies above the normal maximum operating level of the reservoir and that is subject to controlled inundation under the management of the United States Army Corps of Engineers.

"Flood insurance rate map" means the most recent flood hazard map published by the Federal Emergency Management Agency under the National Flood Insurance Act of 1968 (42 U.S.C. Section 4001 et seq.).

"Floodway" means an area that is identified on the flood insurance rate map as a regulatory floodway, which includes the channel of a river or other watercourse and the adjacent land areas that must be reserved for the discharge of a base flood, also referred to as a 100-year flood, without cumulatively increasing the water surface elevation more than a designated height.

"Reservoir" means a water impoundment project operated by the United States Army Corps of Engineers that is intended to retain water or delay the runoff of water in a designated surface area of land.

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Section 6. Have you (Seller) ever filed a claim for flood damage to the Property with any insurance provider, including the National Flood Insurance Program (NFIP)?* ☐ yes ☑ no If yes, explain (attach additional sheets as necessary): _____

*Homes in high risk flood zones with mortgages from federally regulated or insured lenders are required to have flood insurance. Even when not required, the Federal Emergency Management Agency (FEMA) encourages homeowners in high risk, moderate risk, and low risk flood zones to purchase flood insurance that covers the structure(s) and the personal property within the structure(s).

Section 7. Have you (Seller) ever received assistance from FEMA or the U.S. Small Business Administration (SBA) for flood damage to the Property? ☐ yes ☑ no If yes, explain (attach additional sheets as necessary): _____

Section 8. Are you (Seller) aware of any of the following? (Mark Yes (Y) if you are aware. Mark No (N) if you are not aware.)

Y	N	
☐	☑	Room additions, structural modifications, or other alterations or repairs made without necessary permits, with unresolved permits, or not in compliance with building codes in effect at the time.
☑	☐	Homeowners' associations or maintenance fees or assessments. If yes, complete the following: Name of association: _____ Manager's name: _____ Phone: _____ Fees or assessments are: $_____ per _____ and are: ☑ mandatory ☐ voluntary Any unpaid fees or assessment for the Property? ☐ yes ($_____) ☑ no If the Property is in more than one association, provide information about the other associations below or attach information to this notice.
☑	☐	Any common area (facilities such as pools, tennis courts, walkways, or other) co-owned in undivided interest with others. If yes, complete the following: Any optional user fees for common facilities charged? ☐ yes ☑ no If yes, describe: _____
☐	☑	Any notices of violations of deed restrictions or governmental ordinances affecting the condition or use of the Property.
☐	☑	Any lawsuits or other legal proceedings directly or indirectly affecting the Property. (Includes, but is not limited to: divorce, foreclosure, heirship, bankruptcy, and taxes.)
☐	☑	Any death on the Property except for those deaths caused by: natural causes, suicide, or accident unrelated to the condition of the Property.
☐	☑	Any condition on the Property which materially affects the health or safety of an individual.
☐	☑	Any repairs or treatments, other than routine maintenance, made to the Property to remediate environmental hazards such as asbestos, radon, lead-based paint, urea-formaldehyde, or mold. If yes, attach any certificates or other documentation identifying the extent of the remediation (for example, certificate of mold remediation or other remediation).
☐	☑	Any rainwater harvesting system located on the Property that is larger than 500 gallons and that uses a public water supply as an auxiliary water source.
☐	☑	The Property is located in a propane gas system service area owned by a propane distribution system retailer.
☐	☑	Any portion of the Property that is located in a groundwater conservation district or a subsidence district.

If the answer to any of the items in Section 8 is yes, explain (attach additional sheets if necessary): _____

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Section 9. Seller ☐ has ☑ has not attached a survey of the Property.

Section 10. Within the last 4 years, have you (Seller) received any written inspection reports from persons who regularly provide inspections and who are either licensed as inspectors or otherwise permitted by law to perform inspections? ☐ yes ☑ no If yes, attach copies and complete the following:

Inspection Date	Type	Name of Inspector	No. of Pages
01/01/1900	NA	NA	NA
01/01/1900	NA	NA	NA
01/01/1900	NA	NA	NA
01/01/1900	NA	NA	NA

Note: A buyer should not rely on the above-cited reports as a reflection of the current condition of the Property. A buyer should obtain inspections from inspectors chosen by the buyer.

Section 11. Check any tax exemption(s) which you (Seller) currently claim for the Property:

☐ Homestead ☐ Senior Citizen ☐ Disabled
☐ Wildlife Management ☐ Agricultural ☐ Disabled Veteran
☐ Other: NA ☐ Unknown

Section 12. Have you (Seller) ever filed a claim for damage, other than flood damage, to the Property with any insurance provider? ☐ yes ☑ no

Section 13. Have you (Seller) ever received proceeds for a claim for damage to the Property (for example, an insurance claim or a settlement or award in a legal proceeding) and not used the proceeds to make the repairs for which the claim was made? ☐ yes ☑ no If yes, explain:

Section 14. Does the Property have working smoke detectors installed in accordance with the smoke detector requirements of Chapter 766 of the Health and Safety Code?* ☑ unknown ☐ no ☐ yes. If no or unknown, explain. (Attach additional sheets if necessary):

**Chapter 766 of the Health and Safety Code requires one-family or two-family dwellings to have working smoke detectors installed in accordance with the requirements of the building code in effect in the area in which the dwelling is located, including performance, location, and power source requirements. If you do not know the building code requirements in effect in your area, you may check unknown above or contact your local building official for more information.*

A buyer may require a seller to install smoke detectors for the hearing impaired if: (1) the buyer or a member of the buyer's family who will reside in the dwelling is hearing-impaired; (2) the buyer gives the seller written evidence of the hearing impairment from a licensed physician; and (3) within 10 days after the effective date, the buyer makes a written request for the seller to install smoke detectors for the hearing-impaired and specifies the locations for installation. The parties may agree who will bear the cost of installing the smoke detectors and which brand of smoke detectors to install.

Seller acknowledges that the statements in this notice are true to the best of Seller's belief and that no person, including the broker(s), has instructed or influenced Seller to provide inaccurate information or to omit any material information.

	Leslie L Fulgham dotloop verified 07/28/20 7:41 PM CDT XBU5-90GS-YFSN-N4YT
Signature of Seller Date	Signature of Seller Date
Printed Name: Deborah Fulgham	Printed Name: Leslie L. Fulgham

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ADDITIONAL NOTICES TO BUYER:

(1) The Texas Department of Public Safety maintains a database that the public may search, at no cost, to determine if registered sex offenders are located in certain zip code areas. To search the database, visit www.txdps.state.tx.us. For information concerning past criminal activity in certain areas or neighborhoods, contact the local police department.

(2) If the Property is located in a coastal area that is seaward of the Gulf Intracoastal Waterway or within 1,000 feet of the mean high tide bordering the Gulf of Mexico, the Property may be subject to the Open Beaches Act or the Dune Protection Act (Chapter 61 or 63, Natural Resources Code, respectively) and a beachfront construction certificate or dune protection permit may be required for repairs or improvements. Contact the local government with ordinance authority over construction adjacent to public beaches for more information.

(3) If the Property is located in a seacoast territory of this state designated as a catastrophe area by the Commissioner of the Texas Department of Insurance, the Property may be subject to additional requirements to obtain or continue windstorm and hail insurance. A certificate of compliance may be required for repairs or improvements to the Property. For more information, please review *Information Regarding Windstorm and Hail Insurance for Certain Properties* (TXR 2518) and contact the Texas Department of Insurance or the Texas Windstorm Insurance Association.

(4) This Property may be located near a military installation and may be affected by high noise or air installation compatible use zones or other operations. Information relating to high noise and compatible use zones is available in the most recent Air Installation Compatible Use Zone Study or Joint Land Use Study prepared for a military installation and may be accessed on the Internet website of the military installation and of the county and any municipality in which the military installation is located.

(5) If you are basing your offers on square footage, measurements, or boundaries, you should have those items independently measured to verify any reported information.

(6) The following providers currently provide service to the Property:

Electric:	SAN BERNARD COOP	phone #:	9999999999
Sewer:	NA	phone #:	9999999999
Water:	G&W	phone #:	9999999999
Cable:	NA	phone #:	9999999999
Trash:	UNK	phone #:	9999999999
Natural Gas:	NA	phone #:	9999999999
Phone Company:	AT&T	phone #:	9999999999
Propane:	AMERIGAS	phone #:	9999999999
Internet:	AT&T	phone #:	9999999999

(7) This Seller's Disclosure Notice was completed by Seller as of the date signed. The brokers have relied on this notice as true and correct and have no reason to believe it to be false or inaccurate. YOU ARE ENCOURAGED TO HAVE AN INSPECTOR OF YOUR CHOICE INSPECT THE PROPERTY.

The undersigned Buyer acknowledges receipt of the foregoing notice.

Signature of Buyer	Date	Signature of Buyer	Date
Printed Name:		Printed Name:	

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TEXAS REALTORS

INFORMATION ABOUT ON-SITE SEWER FACILITY

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CONCERNING THE PROPERTY AT 29011 Arena Dr., Waller, TX 77484

A. DESCRIPTION OF ON-SITE SEWER FACILITY ON PROPERTY:

(1) Type of Treatment System: ☐ Septic Tank ☐ Aerobic Treatment ☐ Unknown
☐ _____

(2) Type of Distribution System: _____ ☐ Unknown

(3) Approximate Location of Drain Field or Distribution System: _____ ☐ Unknown

_____

_____

_____

(4) Installer: _____ ☐ Unknown

(5) Approximate Age: _____ ☐ Unknown

B. MAINTENANCE INFORMATION:

(1) Is Seller aware of any maintenance contract in effect for the on-site sewer facility? ☐ Yes ☐ No
If yes, name of maintenance contractor: _____
Phone: _____ contract expiration date: _____
(Maintenance contracts must be in effect to operate aerobic treatment and certain non-standard" on-site sewer facilities.)

(2) Approximate date any tanks were last pumped? _____

(3) Is Seller aware of any defect or malfunction in the on-site sewer facility? ☐ Yes ☐ No
If yes, explain: _____

_____

_____

_____

(4) Does Seller have manufacturer or warranty information available for review? ☐ Yes ☐ No

C. PLANNING MATERIALS, PERMITS, AND CONTRACTS:

(1) The following items concerning the on-site sewer facility are attached:
☐ planning materials ☐ permit for original installation ☐ final inspection when OSSF was installed
☐ maintenance contract ☐ manufacturer information ☐ warranty information ☐ _____

_____

(2) "Planning materials" are the supporting materials that describe the on-site sewer facility that are submitted to the permitting authority in order to obtain a permit to install the on-site sewer facility.

(3) **It may be necessary for a buyer to have the permit to operate an on-site sewer facility transferred to the buyer.**

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D. INFORMATION FROM GOVERNMENTAL AGENCIES: Pamphlets describing on-site sewer facilities are available from the Texas Agricultural Extension Service. Information in the following table was obtained from Texas Commission on Environmental Quality (TCEQ) on 10/24/2002. The table estimates daily wastewater usage rates. Actual water usage data or other methods for calculating may be used if accurate and acceptable to TCEQ.

Facility	Usage (gal/day) without water-saving devices	Usage (gal/day) with water-saving devices
Single family dwelling (1–2 bedrooms; less than 1,500 sf)	225	180
Single family dwelling (3 bedrooms; less than 2,500 sf)	300	240
Single family dwelling (4 bedrooms; less than 3,500 sf)	375	300
Single family dwelling (5 bedrooms; less than 4,500 sf)	450	360
Single family dwelling (6 bedrooms; less than 5,500 sf)	525	420
Mobile home, condo, or townhouse (1-2 bedroom)	225	180
Mobile home, condo, or townhouse (each add'l bedroom)	75	60

This document is not a substitute for any inspections or warranties. This document was completed to the best of Seller's knowledge and belief on the date signed. Seller and real estate agents are not experts about on-site sewer facilities. Buyer is encouraged to have the on-site sewer facility inspected by an inspector of Buyer's choice.

Signature of Seller Date	Leslie L Fulgham dotloop verified 07/27/20 6:40 PM CDT 757K-XEPR-ZPEJ-ADV8 Signature of Seller Date

Receipt acknowledged by:

Signature of Buyer Date	Signature of Buyer Date