

# APPENDIX A. RESIDENTIAL PROPERTY CONDITION DISCLOSURE STATEMENT

Oklahoma Law (the "Residential Property Condition Disclosure Act," 60 O.S. §831 et.seq., effective July 1, 1995) requires Sellers of 1 and/or 2 residential dwelling units to complete this form. A Seller must complete, sign and date this disclosure form and deliver it or cause it to be delivered to a purchaser as soon as practicable, but in any event no later than before an offer is accepted by the Seller. If you become aware of a defect after delivery of this statement, but before you accept an offer to purchase, you must deliver or cause to be delivered an amended disclosure statement disclosing the newly discovered defect to the purchaser. If the disclosure form or amendment is delivered to a purchaser after an offer to purchase has been made by the purchaser, the offer to purchase shall be accepted by you only after a purchaser has acknowledged receipt of this statement and confirmed the offer to purchase in writing.

**The declarations and information contained in this disclosure statement are not warranties, express or implied of any kind, and are not a substitute for any inspections or warranties the purchaser may wish to obtain. The information contained in this disclosure statement is not intended to be a part of any contract between the purchaser and seller. The information and statements contained in this disclosure statement are declarations and representations of the seller and are not the representations of the real estate licensee.**

**Instructions to the Seller: (1) Answer ALL questions. (2) Report known conditions affecting the property. (3) Complete this form yourself. (4) If some items do not apply to your property, circle N/A (not applicable). If you do not know the facts, circle Unk (unknown). (5) The date of completion by you may not be more than 180 days prior to the date this form is received by a purchaser.**

**LOCATION OF SUBJECT PROPERTY:** \_\_\_\_\_

**SELLER IS \_\_\_ IS NOT \_\_\_ OCCUPYING THE SUBJECT PROPERTY.**

**Appliances/Systems/Services:** (The items below are in **NORMAL** working order)

		<u>Circle below</u>					<u>Circle below</u>		
Sprinkler System	N/A	Yes	No	Unk	Humidifier	N/A	Yes	No	Unk
Swimming Pool	N/A	Yes	No	Unk	Gas Supply	N/A	Yes	No	Unk
Hot Tub/Spa	N/A	Yes	No	Unk	___Public ___Propane				
Water Heater	N/A	Yes	No	Unk	___Butane				
___Electric ___Gas					Propane Tank	N/A	Yes	No	Unk
___Solar					___Leased ___Owned				
Water Purifier	N/A	Yes	No	Unk	Ceiling Fans	N/A	Yes	No	Unk
Water Softener	N/A	Yes	No	Unk	Electric Air Purifier	N/A	Yes	No	Unk
___Leased ___Owned					Garage Door Opener/ Control	N/A	Yes	No	Unk
Sump Pump	N/A	Yes	No	Unk	Intercom	N/A	Yes	No	Unk
Plumbing	N/A	Yes	No	Unk	Central Vacuum	N/A	Yes	No	Unk
Whirlpool Tub	N/A	Yes	No	Unk	Security System	N/A	Yes	No	Unk
Sewer System	N/A	Yes	No	Unk	___Rent ___Own				
___Public ___Septic					___Monitored				
___Lagoon					Smoke Detectors	N/A	Yes	No	Unk
Air Conditioning System	N/A	Yes	No	Unk	Dishwasher	N/A	Yes	No	Unk
___Electric ___Gas					Electrical Wiring	N/A	Yes	No	Unk
___Heat Pump					Garbage Disposal	N/A	Yes	No	Unk
Window Air Conditioner(s)	N/A	Yes	No	Unk	Gas Grill	N/A	Yes	No	Unk
Attic Fan	N/A	Yes	No	Unk	Vent Hood	N/A	Yes	No	Unk
Fireplaces	N/A	Yes	No	Unk	Microwave Oven	N/A	Yes	No	Unk
Heating System	N/A	Yes	No	Unk	Built-in Oven/Range	N/A	Yes	No	Unk
___Electric ___Gas					Kitchen Stove	N/A	Yes	No	Unk
___Heat Pump					Trash Compactor	N/A	Yes	No	Unk

Buyer's Initials \_\_\_\_\_ Buyer's Initials \_\_\_\_\_  
(OREC-11/03)

Seller's Initials \_\_\_\_\_ Seller's Initials \_\_\_\_\_

**LOCATION OF SUBJECT PROPERTY \_\_\_\_\_**

Source of Household Water	Other Items _____	Yes	No	Unk
_____Public _____Private _____Well	Other _____	Yes	No	Unk
Yes No Unk	Other _____	Yes	No	Unk

**IF YOU HAVE ANSWERED NO to any of the above, please explain. Attach additional pages with your signature(s).**

**Zoning, Flood and Water**

**Circle below**

1. Property is zoned: **(Check one)** \_\_\_\_\_residential \_\_\_\_\_ commercial  
 \_\_\_\_\_historical \_\_\_\_\_ agricultural \_\_\_\_\_ industrial \_\_\_\_\_ office  
 \_\_\_\_\_urban Conservation \_\_\_\_\_ other \_\_\_\_\_ unknown
2. Are you aware of any flood insurance requirements concerning the property? Yes No Unk
3. Do you have flood insurance on the property? Yes No Unk
4. Has the property been damaged or affected by flood, storm run-off, sewer backup, drainage or grading problems? Yes No Unk
5. Are you aware of any surface or ground water drainage systems which assist in draining the property, e.g. french drains? Yes No Unk
6. Has there been any occurrence of water in the heating and air conditioning duct system? Yes No Unk
7. Are you aware of water seepage, leakage or other drainage problems in any of the improvements on the property? Yes No Unk

**Additions/Alterations/Repairs**

8. Have any additions or alterations been made without required permits? Yes No Unk
9. Are you aware of previous foundation repairs? Yes No Unk
10. Are you aware of any alterations or repairs having been made to correct defects or problems? Yes No Unk
11. Are you aware of any defect or condition affecting the interior or exterior walls, ceilings, slab/foundation, basement/storm cellar, floors, windows, doors, fences or garage? Yes No Unk
12. Has the roof ever been repaired or replaced during your ownership of the property? Yes No Unk
13. Approximate age of roof, if known \_\_\_\_\_ Number of layers, if known \_\_\_\_\_ Unk
14. Do you know of any current problems with the roof? Yes No Unk
15. Are you aware of treatment for termite or wood-destroying organism infestation? Yes No Unk
16. Do you have a termite bait system installed on the property? Yes No Unk
17. If yes, is it monitored by a licensed exterminating company? **(Check one)** \_\_\_\_\_ yes \_\_\_\_\_ no Annual cost \$ \_\_\_\_\_ Unk
18. Are you aware of any damage caused by termites or wood-destroying organisms? Yes No Unk
19. Are you aware of major fire, tornado, or wind damage? Yes No Unk

**Environmental**

20. Are you aware of the presence of asbestos? Yes No Unk
21. Are you aware of the presence of radon gas? Yes No Unk
22. Have you tested for radon gas? Yes No Unk
23. Are you aware of the presence of lead-based paint? Yes No Unk
24. Have you tested for lead-based paint? Yes No Unk
25. Are you aware of any underground storage tanks on the property? Yes No Unk
26. Are you aware of the presence of a landfill on the property? Yes No Unk
27. Are you aware of existence of hazardous or regulated materials and other conditions having an environmental impact? Yes No Unk
28. Are you aware of existence of prior manufacturing of methamphetamine? Yes No Unk
29. Have you had the property inspected for mold? Yes No Unk
30. Have you had any remedial treatment for mold on the property? Yes No Unk
31. Are you aware of any condition on the property that would impair the health or safety of the occupants? Yes No Unk

**Property Shared in Common, Easements, Homeowner's Association, Legal**

32. Are you aware of features of the property shared in common with adjoining landowners, such as fences, driveways, and roads whose use or responsibility has an affect on the property? Yes No Unk
33. Other than utility easements serving the property, are you aware of easements or right-of-ways affecting the property? Yes No Unk

Buyer's Initials \_\_\_\_\_ Buyer's Initials \_\_\_\_\_ Seller's Initials \_\_\_\_\_ Seller's Initials \_\_\_\_\_

**LOCATION OF SUBJECT PROPERTY \_\_\_\_\_**

34. Are you aware of encroachments affecting the property? Yes No Unk
35. Are you aware of a mandatory homeowner's association? Yes No Unk  
 Amount of dues \$ \_\_\_\_\_ Special Assessment \$ \_\_\_\_\_  
 Payable: **(Check one)** \_\_\_ monthly \_\_\_ quarterly \_\_\_ annually  
 Are there unpaid dues or assessments for the Property? **(Check one)** \_\_\_ yes \_\_\_ no  
 If yes, amount \$ \_\_\_\_\_ Manager's Name: \_\_\_\_\_  
 Phone No. \_\_\_\_\_
36. Are you aware of any zoning, building code or setback requirement violations? Yes No Unk
37. Are you aware of any notices from any government or government-sponsored agencies or any other entities affecting the property? Yes No Unk
38. Are you aware of any threatened or existing litigation or lawsuit(s), directly or indirectly, affecting the property? Yes No Unk
39. Is the property located in a fire district which requires payment? Yes No Unk  
 Amount of fees \$ \_\_\_\_\_ To Whom Paid \_\_\_\_\_  
 Payable **(Check one)** \_\_\_ monthly \_\_\_ quarterly \_\_\_ annually
40. Is the property located in a private utility district? Yes No Unk  
**(Check applicable)** water \_\_\_ garbage \_\_\_ sewer \_\_\_ other \_\_\_  
 If other, explain: \_\_\_\_\_  
 Initial membership fee \$ \_\_\_\_\_ annual membership fee \$ \_\_\_\_\_  
 If more than one (1) utility, attach additional pages.

**Miscellaneous**

41. Are you aware of other defect(s), affecting the property, not disclosed above? Yes No Unk
42. Are you aware of any other fees or dues required on the property that you have not disclosed? Yes No Unk

**If you answered "YES" to any of the items 1- 42 above, list the item number(s) and explain. (If needed, attach additional pages, with your signature(s), date(s) and location of subject property.**

\_\_\_\_\_

\_\_\_\_\_

On the date this form is signed, the seller states that based on seller's **CURRENT ACTUAL KNOWLEDGE** of the property, the information contained above is true and accurate.

**Are there any additional pages attached to this disclosure (circle one): Yes No. If yes, how many? \_\_\_\_\_**

\_\_\_\_\_  
 Seller's Signature Date Seller's Signature Date

**A real estate licensee has no duty to the Seller or the Purchaser to conduct an independent inspection of the property and has no duty to independently verify the accuracy or completeness of any statement made by the seller in this disclosure statement.**

The Purchaser is urged to carefully inspect the property and, if desired, to have the property inspected by a licensed expert. For specific uses and restrictions for this property, contact the City Planning Department. The Purchaser acknowledges that the Purchaser has read and received a signed copy of this statement. This completed acknowledgement should accompany an offer to purchase on the property identified.

\_\_\_\_\_  
 Purchaser's Signature Date Purchaser's Signature Date

The disclosure and disclaimer statement forms and the Oklahoma Residential Property Condition Disclosure Act information pamphlet are made available at the Oklahoma Real Estate Commission (OREC), Shepherd Mall, 2401 NW 23 St, Suite 18, Oklahoma City, Oklahoma 73107-2431, or visit OREC's Web site [www.orec.state.ok.us/](http://www.orec.state.ok.us/).