

# SELLERS DISCLOSURE OF PROPERTY CONDITION

## CENTRAL IOWA BOARD OF REALTORS®, INC.

Property Owner(s) & Address: Estate of James Miller- Matt Miller  
23584 600TH AVE  
NEVADA IA 50201

Purpose of the Disclosure: Completion of this form is required under Iowa law which mandates that Sellers disclose the condition and information about the property.

**Exempt Properties:** Properties exempted from the Seller's disclosure requirement include [IA Code 558A]: Bare ground, property containing 5 or more dwellings units; court ordered transfers; transfers by a power of attorney; foreclosures; lenders selling foreclosed properties; fiduciaries in the course of an administration of a decedent's estate, guardianship, conservatorship, or trust; between joint tenants, or tenants in common; to or from any governmental division, quit claim deeds, intra family transfers, between divorcing spouses; commercial or agricultural property which has no dwellings.

Seller[s] certifies that the property is exempt from the requirement[s] of 558A because one of the above exemptions apply. If so, you may stop here. However, if the property was built prior to 1978, you must complete the Lead Based Paint Disclosure.

*Matt Miller*  
Seller  
Date  
dotloop verified  
07/28/23 2:15 PM CDT  
4QF8-UDIT-K0U7-CV5X

*Mark Miller*  
Seller  
Date  
dotloop verified  
07/28/23 4:31 PM CDT  
JOKM-EW88-ZN81-XAK4

**Instructions to the Seller:** [1] Provide information in good faith and make a reasonable effort to ascertain the required information. [2] Complete this form yourself and fill in all blanks. [3] Report known conditions materially affecting the property. [4] Additional pages or reports may be attached. [5] If some items do not apply to your property, check or write "NA" [not applicable]. [6] All approximations must be identified with "AP". If you do not know the facts, check or write "Unkn". [7] Keep a copy of this statement for your records.

**Seller's Disclosure Statement:** Seller discloses the following information regarding the property and certifies this information is true and accurate to the best of my/our knowledge as of the date signed. Seller authorizes Agent to provide copy of this statement to any person or entity in connection with actual or anticipated sale of the property or as otherwise provided by law. This statement shall not be a warranty of any kind by Seller or Seller's Agent and shall not be intended as a substitute for any inspection or warranty the purchaser may wish to obtain. The following are representations made by Seller and are not the representations of the Agent. The Agent has no independent knowledge of condition of the property except that to which is written on this form. Seller advises Buyer to obtain independent inspections relevant to Buyer.

### 1. PROPERTY CONDITION & IMPROVEMENTS: [Section 1 is Mandatory]

1. **Basement and/or Foundation:** Has there been known water or other problems? ☐ NA ☐ Yes ☒ No ☐ Unkn  
If yes, explain:

2. **Roof:** Any known problems? ☒ Yes ☐ No ☐ Unkn  
Age: Type of material: *Asphalt* Date of repairs:  
If yes, explain: *New Roof To be installed Fall of 2023 - Pre paid*

3. **Physical Problems:** Any known settling, flooding, drainage or grading problems? ☐ Yes ☒ No ☐ Unkn  
If yes, explain: *The commencing date of the Listing Agreement is:*

4. **Lead-Based Paint:** Any known to be present in the structure? ☐ NA ☐ Yes ☐ No ☒ Unkn  
[See DISCLOSURE OF INFORMATION ON LEAD-BASED PAINT AND LEAD-BASED PAINT HAZARD, if applicable.]

5. **Septic Tank/Drain Fields:** Are there any known problems? ☐ NA ☒ Yes ☐ No ☐ Unkn Age: Location: *New Septic system To be installed at closing* Date of inspection: Has the system been inspected within 2 years or pumped/cleaned within 3 years? Date:

6. **Is the property located in a flood plain?** ☐ NA ☐ Yes ☒ No ☐ Unkn  
If yes, what is the flood plain designation?

Seller's Initials *MM* *MM*  
[1 of 3] 2016  
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07/28/23 4:31 PM CDT

Buyer's Initials

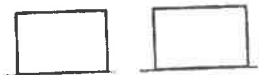
7. **Structural Damage:** Are there any known problems? ☐ NA ☐ Yes ☒ No ☐ Unkn  
If yes, explain: \_\_\_\_\_
8. **Well & Pump:** Any known problems? ☐ NA ☒ Yes ☐ No ☐ Unkn If yes, explain: Casing is cracked  
Age: \_\_\_\_\_ Location: \_\_\_\_\_ Type: \_\_\_\_\_ Depth: \_\_\_\_\_ Diameter: \_\_\_\_\_  
Has well water been tested? ☐ Yes ☒ No ☐ Unkn If yes, report results: \_\_\_\_\_  
House is on rural water
9. **Sewer:** Are there any known problems? ☒ NA ☐ Yes ☐ No ☐ Unkn  
If yes, explain: [include date of repairs] \_\_\_\_\_
10. **Heating System[s]:** Are there any known problems? ☐ NA ☐ Yes ☒ No ☐ Unkn  
Age: \_\_\_\_\_ If yes, explain: [include date of repairs] \_\_\_\_\_
11. **Central Cooling System[s]:** Are there any known problems? ☐ NA ☐ Yes ☒ No ☐ Unkn  
Age: \_\_\_\_\_ If yes, explain: [include date of repairs] \_\_\_\_\_
12. **Plumbing System[s]:** Are there any known problems? ☐ NA ☐ Yes ☒ No ☐ Unkn  
If yes, explain: [include date of repairs] \_\_\_\_\_
13. **Electrical System[s]:** Are there any known problems? ☐ NA ☐ Yes ☒ No ☐ Unkn  
If yes, explain: [include date of repairs] \_\_\_\_\_
14. **Pest Infestation:** [wood-destroying insects, bats, snakes, rodents, destructive/troublesome animals, etc.]  
Are there any known problems? ☐ NA ☐ Yes ☒ No ☐ Unkn Date of treatment \_\_\_\_\_  
Any previous infestation damage? ☐ NA ☐ Yes ☒ No ☐ Unkn Date of treatment \_\_\_\_\_
15. **What is the zoning for this property?** A-1 Agriculture Any non-conforming uses? NO
16. **Asbestos:** Is there any known presence of asbestos in the property? ☐ Yes ☒ No ☐ Unkn If yes, explain: \_\_\_\_\_
17. **Radon:** Are there any known tests for the presence of radon gas? ☐ Yes ☒ No ☐ Unkn  
If yes, explain: (include date of test and results) \_\_\_\_\_
18. **Covenants:** Any known restrictive covenants on the property? ☐ Yes ☒ No ☐ Unkn. If yes, and the buyer desires to view the covenants prior to offer, where may they be found? \_\_\_\_\_
19. **Homeowners Association** Are there any encroachments, easements, "common areas" (pools, tennis courts, walkways, or other areas co-owned), zoning violations, nonconforming uses, or Homeowners Association, which has authority over the property? ☐ NA ☐ Yes ☒ No ☐ Unkn  
Are there dues? If so, \$ \_\_\_\_\_ / ☐ year ☐ month.
20. Are there features of the property shared in common with adjoining landowners, such as walk, fences, roads, and driveways whose use or responsibility for maintenance may have an effect on the property? ☐ Yes ☒ No ☐ Unkn

Seller's Initials

[2 of 3] 2016



Buyer's Initials



form duplicated

Serial#: 003311-000155-5982887

Prepared by Taylor Bjornberg | CENTRAL IOWA BOARD OF REALTOR | mis@centraliowareale.com |

NOTE: Section B & C are for the convenience of Buyer/Seller and are not mandatory.

## B. APPLIANCES, SYSTEMS, & SERVICES: [check all that apply]

Note: Items marked "Included" are intended to remain with the property after sale. However, included items may be negotiable between Buyer and Seller, and requested items should be in writing as either included or excluded in any Offer to Buy/Purchase Agreement. The Offer to Buy/Purchase Agreement shall be the final terms of any agreement.

Items should be in writing as either included or excluded in writing agreement.

	NA	Incl	Working					NA	Incl	Working							
Dishwasher.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn	Intercom System	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn
Dryer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn	Keys for all Locks	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn
Microwave	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn	Lawn Sprinkler/Irrigation	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>	Unkn
Oven/Range/Cooktop	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn	Pet Fence [Underground]	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn
Refrigerator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn	Pool Heater, Wall Liner&Equip.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn
Washer	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn	Propane Tank	<input type="checkbox"/>	O/R	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn
Alarm System	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn	Satellite Dish	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn
Attic Fan	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn	Satellite Receiver	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn
Basketball Hoop	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn	Sauna and/or Hot Tub	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn
Ceiling Fan	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn	Smoke Alarms	<input type="checkbox"/>	O/R	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn
Central Vacuum	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn	Softener/Conditioner/Filter	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn
Doorbell	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn	Sump Pump	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn
Exhaust Hood Fan	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn	Thermostat	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn
Fireplace/Chimney	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn	Water Heater	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn
Furnace Humidifier	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn	Window Air Conditioner	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn
Garage Door Remote	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn	Windows	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn
Garbage Disposal	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn	Wood Burning System	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>	Unkn

Explain any "No" responses:

List fixtures, window treatments, appliances, etc. excluded from the sale:

**ALL HOUSEHOLD APPLIANCES ARE NOT UNDER WARRANTY BEYOND DATE OF CLOSING.**  
Warranties are available for purchase from independent warranty companies.

## C. ADDITIONAL ITEMS: [check appropriate response]

- Any significant structural modification or alteration to property? ☐ Yes ☒ No ☐ Unkn Please explain:
- Has the property been tested for the presence of mold? [if yes, list date of test and results below] ☐ Yes ☒ No ☐ Unkn
- Has the property been tested for energy efficiency? [if yes, list date of test and results below] ☐ Yes ☒ No ☐ Unkn
- Are there any underground tanks located on the property? [if yes, list location[s] below] ☐ Yes ☒ No ☐ Unkn
- Has there been a property/casualty loss, an insurance claim, OR major damage to the property from fire, wind, hail, flood(s) or other conditions? ☒ Yes ☐ No ☐ Unkn If yes, has the damage been repairs or replaced? ☐ Yes ☒ No
- Are there any known private burial sites on the property? [if yes, list location[s] below] ☐ Yes ☒ No ☐ Unkn
- Are you related to the listing agent? [describe relationship below] ☐ Yes ☒ No
- Are you a licensed Real Estate Agent? ☐ Yes ☒ No
- Are there any known class action law suits regarding this property? [if yes, list below] ☐ Yes ☒ No ☐ Unkn
- Are you aware of any environmental concerns? [if yes, list below] ☐ Yes ☒ No ☐ Unkn
- Are there any known current, preliminary, proposed or future assessments by any governing body or owner's association of which you have knowledge? ☐ Yes ☒ No ☐ Unkn

If the answer to any of the items in Section C above is yes, explain: [attach additional sheets if necessary] Roof will be replaced fall 2023 Wittzy roofing - Paid for by insurance  
The residence was built in 1885 as per city assessor. Seller has owned property since 1973 or 1974. Seller has indicated above the history and condition of all items based solely on information known to Seller. If any changes occur in structural, mechanical, appliances, systems, etc. of this property from the date of this form to the date of closing, Seller will immediately disclose the changes to Buyer in writing. In no event shall the parties hold Broker liable for any representations not directly made by Broker or Broker's affiliated licensees [brokers or salespersons]. Seller hereby acknowledges Seller has retained a copy of this statement.

Seller acknowledges requirement that Buyer will be provided with the "Iowa Radon Home-Buyers and Sellers Fact Sheet", prepared by the Iowa Department of Public Health.

SELLER Mark Miller dotloop verified 07/28/23 2:15 PM CDT 152-USJO-ND2-VG15 SELLER Mark Miller dotloop verified 07/28/23 4:31 PM CDT LFOA-DNWK-OD18-BLKM

Buyer acknowledges receipt of the "Iowa Radon Home-Buyers and Sellers Fact Sheet", prepared by the Iowa Department of Public Health. Buyer hereby acknowledges receipt of a copy of this statement.

BUYER [Signature] Date [Date] BUYER [Signature] Date [Date]

**ONLY TO BE COMPLETED IF THE HOME WAS BUILT PRIOR TO 1978**  
**SELLER DISCLOSURE OF INFORMATION ON LEAD-BASED PAINT & LEAD-BASED PAINT HAZARD**

Property Address: 23584 600th St., Nevada, IA 50201

Age of dwelling: 138 yrs. old

Property Owner: [print per title] Estate of James Miller-Matt Miller

**Lead-Based Paint Warning:** Every Buyer of any interest in residential real property on which a residential dwelling was built prior to 1978, is notified that such property may represent exposure to lead from lead-based paint that may place young children at risk of developing lead poisoning. Lead poisoning in your children may produce permanent neurological damage including learning disabilities, reduced intelligence quotient, behavioral problems, and impaired memory. Lead poisoning also poses a particular risk to pregnant women. The Seller of any interest in residential real property is required to provide the Buyer with any information on lead-based paint hazards from risk assessments or inspections in the Seller's possession and notify the Buyer of any known lead-based paint hazards. A risk assessment or inspection for possibly lead-based paint hazards is recommended prior to purchase.

**A. SELLER'S DISCLOSURE:** [initial below, check appropriate response]



1. Presence of lead-based paint and/or lead-based paint hazards are present in the dwelling. [check one below]  
☐ Known lead-based paint and/or lead-based paint hazards are present in the dwelling. [explain below]

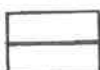
☒ Seller has no knowledge of lead-based paint and/or lead-based paint hazards in the dwelling.



2. Records and reports available to the Seller. [check one below]:  
☐ Seller has provided the Buyer with all available records and reports pertaining to lead-based paint and/or lead-based paint hazards in the dwelling. [list records and reports below]

☒ Seller has no reports or records pertaining to lead-based paint and/or lead-based paint hazards in the dwelling.

**B. BUYER'S ACKNOWLEDGEMENT:** [initial below, check appropriate response]



1. ☐ Buyer has received copies of all information listed above.  
☐ No records or reports were available.



2. ☐ Buyer has received the pamphlet Protect Your Family from Lead in Your Home, Lead Poisoning, How to Protect Iowa Families, or a similarly approved booklet.



3. ☐ Buyer has received a 10-day opportunity [or mutually agreed upon period of time] to conduct a risk assessment or inspection for the presence of lead-based paint and/or lead-based paint hazards in the dwelling.  
☐ Buyer WAIVES the opportunity to conduct a risk assessment or inspection for the presence of lead-based paint and/or lead-based paint hazards in the dwelling.

**AGENT'S ACKNOWLEDGEMENT:** [initial below, check appropriate response]



1. ☒ Agent has informed the Seller of the Seller's obligation under 42 U.S.C. 4852d and is aware of his/her responsibility to ensure compliance.

**CERTIFICATE OF ACCURACY:**

The following parties have reviewed and certify, to the best of their knowledge, that the information provided by the signatory is true and accurate.

Seller hereby acknowledges Seller has retained a copy of this statement.

Buyer hereby acknowledge receipt of a copy of this statement.

SELLER Matt Miller  
 SELLER Matt Miller  
 AGENT David Whitaker

dotloop verified  
 07/28/23 2:15 PM CDT  
 2E61488B8-QJ9-1MBZ  
 dotloop verified  
 07/28/23 4:31 PM CDT  
 026E726-4W9-5245  
 07/24/23 5:39 PM EDT  
 G80M N7W9 L103 1907

BUYER \_\_\_\_\_ Date \_\_\_\_\_  
 BUYER \_\_\_\_\_ Date \_\_\_\_\_  
 AGENT \_\_\_\_\_ Date \_\_\_\_\_