

**SELLERS PROPERTY DISCLOSURE STATEMENT**

916 Walnut Street, New Holland, PA

This Statement discloses Seller's knowledge of the condition of the Premises as of the date of the Public Sale, and is not a substitute for any inspections or warranties that Buyer may wish to obtain. This Statement is not a warranty of any kind by Seller or a warranty or representation by either the auctioneer or attorney for the Seller. Buyer is encouraged to address concerns about the conditions of the Premises that may not be included in this Statement. This Statement does not relieve Seller of the obligation to disclose a material defect that may not be addressed on this form.

A material defect is a problem with the property or any portion of it that would have a significant adverse impact on the value of the residential real property or that involves an unreasonable risk to people on the land.

1. **SELLER'S EXPERTISE:** Seller does not possess expertise in contracting, engineering, architecture or other areas related to the construction and conditions of the Premises and its improvements except as follows:

2. **OCCUPANCY:** Do you, Seller, currently occupy this property? \_\_\_\_\_ Yes  No  
If "no", when did you last occupy the property?

3. **ROOF:**

- (a) Date roof installed: 2/2004 Documented?  <sup>(New Build)</sup> Yes \_\_\_\_\_ No  
(b) Has the roof been replaced or repaired during your ownership? \_\_\_\_\_ Yes  No  
If yes, were the existing shingles removed? \_\_\_\_\_ Yes \_\_\_\_\_ No  
(c) Has the roof ever leaked during your ownership? \_\_\_\_\_ Yes  No  
(d) Do you know of any problems with the roof gutters or down spouts? \_\_\_\_\_ Yes  No  
Explain any "yes" answers that you give in this section:

4. **BASEMENTS AND CRAWL SPACES:** (Complete only if applicable):

- (a) Does the property have a sump pump?  Yes \_\_\_\_\_ No \_\_\_\_\_ Unknown  
(b) Are you aware of any water leakage, accumulation or dampness within the basement or crawl space? \_\_\_\_\_ Yes  No. If "yes", describe in detail:  
(c) Do you know of any repairs or other attempts to control any water or dampness problem in the basement or crawl space? \_\_\_\_\_ Yes  No. If "yes", describe the location, extent, date and name of the person who did the repair or control effort:

5. **TERMITES/WOOD DESTROYING INSECTS, DRYROT, PESTS:**

- (a) Are you aware of any termites/wood destroying insects, dry-rot or pests affecting the property? \_\_\_\_\_ Yes  No  
(b) Are you aware of any damage to the property caused by termites/wood destroying insects, dry-rot or pests? \_\_\_\_\_ Yes  No  
(c) Is the Premises currently under contract by a licensed pest control company?  
\_\_\_\_\_ Yes  No  
(d) Are you aware of any termite/pest control reports or treatments for the property in the last five years? \_\_\_\_\_ Yes  No

Explain any "yes" answers that you give in this section:

- (c) Are you aware of any existing or proposed mining, strip-mining, or any other excavations that might affect this Premises?  Yes  No
- (d) To your knowledge, is this property, or part of it, located in a flood zone or wetlands area?  Yes  No
- (e) Do you know of any past or present drainage or flooding problems affecting the property?  Yes  No
- (f) Do you know of any encroachments, boundary line disputes, or easements?  Yes  No Storm drainage right of way

*Note to Purchaser: Most properties have easements running across them from utility services and other reasons. In many cases, the easements do not restrict the ordinary use of the property, and Seller may not be readily aware of them. Purchasers may wish to determine the existence of easements and restrictions by examining the property and ordering an Abstract of Title or searching the records of the Recorder of Deeds Office for the county before entering into an Agreement of Sale.*

- (g) Are you aware of any shared or common areas (e.g., driveways, bridges, docks, walls, etc.) or maintenance agreements?  Yes  No

Explain any "yes" answers that you give in this section:

See HOA

- (h) Are you aware of any sinkholes that have developed on the property?

Yes  No

Explain any "yes" answers that you give in this section:

Storm drainage sink hole 11/20. Repaired by HOA 1/4 2021 See USG report

**14. HAZARDOUS SUBSTANCES:**

- (a) Are you aware of any underground tanks or hazardous substances present on the Premises (structure or soil) such as, but not limited to, asbestos, Polychlorinated biphenyls (PCBs), radon, lead paint, Urea Formaldehyde Foam Insulation (UFFI) etc?  Yes  No

- (b) To your knowledge, has the property been tested for any hazardous substances?

Yes  No

- (c) Do you know of any other environmental concerns that might impact upon the Premises?  Yes  No

Explain any "yes" answers that you give in this section:

**15. CONDOMINIUMS AND OTHER HOMEOWNERS ASSOCIATIONS:**

(Complete only if applicable) Type of Association, if any:  Condominium  Cooperative  Homeowners Association  Other

*Notice Regarding Condominiums and Cooperatives: According to Section 3407 of the Uniform Condominium Act [68 Pa.C.S. §3407 (relating to resale of units) and 68 Pa.C.S. §4409 (relating to resale of cooperative interests)], a Buyer of a resale unit in a condominium or cooperative must receive a certificate of resale issued by the association in the condominium or cooperative. The Buyer will have the option of canceling the agreement with the return of all deposit monies until the certificate has been provided to the Buyer and for five days thereafter or until conveyance, whichever occurs first.*

- Location of window units included in sale, if any: \_\_\_\_\_
- (b) List any areas of the house that are not air-conditioned: \_\_\_\_\_
- (c) Type of heating: \_\_\_\_\_ Electric \_\_\_\_\_ Fuel Oil  Natural Gas \_\_\_\_\_ Other (explain): \_\_\_\_\_
- (d) List any areas of the house that are not heated: \_\_\_\_\_
- (e) Type of water heating: \_\_\_\_\_ Electric  Gas \_\_\_\_\_ Solar \_\_\_\_\_ Other (explain): \_\_\_\_\_
- (f) Are you aware of any underground fuel tanks on the property? \_\_\_\_\_ Yes  No  
If "yes", describe: \_\_\_\_\_
- (g) Are you aware of any problems with any item in this section? \_\_\_\_\_ Yes  No  
If "yes", explain: \_\_\_\_\_

**11. ELECTRICAL SYSTEM:**

Are you aware of any problems or repairs needed in the electrical system?  
\_\_\_\_\_ Yes  No. If "yes," explain: \_\_\_\_\_

**12. OTHER EQUIPMENT & APPLIANCES INCLUDED IN SALE:** (Complete only if applicable)

- (a)  Electric Garage Door Opener. Number of Transmitters 1
- (b)  Smoke Detectors. How many? 3 Locations: Lower level (1) main level (1) 2nd floor (1)
- (c)  Security Alarm System  Owned \_\_\_\_\_ Leased.  
Lease Information: \_\_\_\_\_
- (d) \_\_\_\_\_ Lawn Sprinkler # \_\_\_\_\_ Automatic Timer
- (e) \_\_\_\_\_ Swimming Pool \_\_\_\_\_ Pool Heater \_\_\_\_\_ Spa/Hot Tub
- Pool/Spa Equipment (list): \_\_\_\_\_
- (f)  Refrigerator <sup>(2)</sup>  Range <sup>(2)</sup>  Microwave Oven  Dishwasher  
\_\_\_\_\_ Trash Compactor \_\_\_\_\_ Garbage Disposal
- (g)  Washer  Dryer
- (h) \_\_\_\_\_ Intercom
- (i)  Ceiling fans Number: 1 Location: Living Ceiling
- (j) Other: \_\_\_\_\_

Are any items in this section in need of repair or replacement?  
\_\_\_\_\_ Yes  No \_\_\_\_\_ Unknown. If yes, explain: \_\_\_\_\_

**13. LAND (SOILS, DRAINAGE, AND BOUNDARIES):**

- (a) Are you aware of any fill or expansive soil on the Premises? \_\_\_\_\_ Yes  No
- (b) Are you aware of any sliding, settling, earth movement, upheaval, subsidence, or earth stability problems that have occurred on or affect the Premises?  Yes \_\_\_\_\_ No

*Note to Purchaser: The Premises may be subject to mine subsidence damage. Maps of the counties and mines where mine subsidence damage may occur and mine subsidence insurance are available through: Department of Environmental Protection, Mine Subsidence Insurance Fund, 3913 Washington Road, McMurray, PA 15317 (412) 941-7100.*

*Ref. USG Report*

6. **STRUCTURAL ITEMS:**

- (a) Are you aware of any past or present water leakage in the house or other structures?  
\_\_\_\_\_ Yes  No
- (b) Are you aware of any past or present movement, shifting, deterioration, or other problems with walls, foundations, or other structural components?  
\_\_\_\_\_ Yes  No
- (c) Are you aware of any past or present problems with driveways, walkways, patios, or retaining walls on the Premises? \_\_\_\_\_ Yes  No

Explain any "yes" answers that you give in this section. When explaining efforts to control or repair, please describe the location and extent of the problem and the date and person by whom the work was done if known:

7. **ADDITIONS / REMODELS:** Have you made any additions, structural changes, or other alterations to the Premises? \_\_\_\_\_ Yes  No If "yes", describe:

8. **WATER AND SEWAGE:**

- (a) What is the source of your drinking water? \_\_\_\_\_ Well on Property  Public Water  
\_\_\_\_\_ Community Water System \_\_\_\_\_ Other (explain):  
If public, water service provider is Western Heights Water Authority
- (b) If your drinking water source is not public:  
When was your water last tested? \_\_\_\_\_  
What was the result of the test? \_\_\_\_\_  
Is the pumping system in working order? \_\_\_\_\_ Yes \_\_\_\_\_ No. If "no", explain:

- (c) Do you have a softener, filter or other purification system?  Yes \_\_\_\_\_ No  
If yes is the system \_\_\_\_\_ Leased  Owned?

- (d) What is the type of sewage system?  Public Sewer \_\_\_\_\_ Private Sewer  
\_\_\_\_\_ Septic Tank \_\_\_\_\_ Cesspool \_\_\_\_\_ Other (explain):

- If public, sewage service is provided by Earl Township Sewer Authority

- (e) Is there a sewage pump?  Yes \_\_\_\_\_ No.  
If "yes", is it in working order?  Yes \_\_\_\_\_ No

- (f) When was the septic system or cesspool last serviced? \_\_\_\_\_

- (g) Is either the water or sewage system shared? \_\_\_\_\_ Yes  No. If "yes", explain:

- (h) Are you aware of any leaks, backups or other problems relating to any of the plumbing, water and sewage-related items? \_\_\_\_\_ Yes  No. If "yes", explain:

9. **PLUMBING SYSTEM:**

- (a) Type of plumbing: \_\_\_\_\_ Copper \_\_\_\_\_ Galvanized  
\_\_\_\_\_ Lead  PVC \_\_\_\_\_ Unknown \_\_\_\_\_ Other (explain):

- (b) Are you aware of any problems with any of your plumbing fixtures (e.g. including but not limited to: kitchen, laundry or bathroom fixtures; wet bars; hot water heater; etc.)?  
\_\_\_\_\_ Yes  No. If "yes" explain:

10. **HEATING AND AIR CONDITIONING:**

- (a) Type of air conditioning: \_\_\_\_\_ Central Electric  Central Gas  
\_\_\_\_\_ Wall \_\_\_\_\_ None. Number of window units included in sale: N/A

**DISCLOSURE OF INFORMATION AND ACKNOWLEDGEMENT  
LEAD-BASED AND/OR LEAD-BASED PAINT HAZARDS**

**LEAD WARNING STATEMENT**

Every Purchaser of any interest in residential real property on which a residential dwelling was built prior to 1978 is notified that such property may present exposure to lead from lead-based paint that may place young children at risk of developing lead poisoning. Lead poisoning in young 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 Purchaser with any information on lead-based paint hazards from risk assessments or inspections in the Seller's possession and notify the Purchaser of any known lead-based paint hazards. A risk assessment or inspection for possible lead-based paint hazards is recommended prior to purchase.

**SELLER'S DISCLOSURE**

(a) Presence of lead-based paint and/or lead-based paint hazards (check one below):

Known lead-based paint and/or lead-based paint hazards are present in the housing, as follows:

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

(b) Records and Reports available to the Seller (check one below):

Seller has provided the purchaser with all available records and reports pertaining to lead-based paint and/or lead-based paint hazards in the housing (list documents below):

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

**PURCHASER'S ACKNOWLEDGEMENT**

(c) Purchaser has received copies of all information listed above, if any.

(d) The Purchaser waives rights to be provided with the pamphlet *Protect Your Family From Lead In Your Home* concerning the dangers of lead poisoning.

(e) Purchaser has (check one below):

Received a 10-day opportunity (or mutually agreed upon period) to conduct a risk assessment or inspection of the presence of lead-based paint or lead-based paint hazards; or

Waived the opportunity to conduct a risk assessment or inspection for the presence of lead-based paint and/or lead-based paint hazards.

16. **STORM WATER FACILITIES**

(a) Do you know the location and condition of any basin, pond, ditch, drain, swale, culvert, pipe or other manmade feature of the land that temporarily or permanently conveys or manages storm water for the property?

Yes  No  Unknown *Ref. USG Report*

(b) If the answer to (a) is yes, is the owner of this property responsible for the ongoing maintenance of the storm water facility?

Yes  No  Unknown. If yes, explain: *See HOA*

17. **MISCELLANEOUS:**

(a) Are you aware of any existing or threatened legal action affecting the property?

Yes  No

(b) Do you know of any violations of federal, state, or local laws or regulations relating to this Premises?  Yes  No

(c) Are you aware of any public improvement, condominium or homeowner association assessments against the Premises that remain unpaid or of any violations of zoning, housing, building, safety or fire ordinances that remain uncorrected?

Yes  No

(d) Are you aware of any judgment, encumbrance, lien (for example co-maker or equity loan) or other debt against this Premises that cannot be satisfied by the proceeds of this sale?  Yes  No

(e) Are you aware of any reason, including a defect in title, that would prevent you from giving a warranty deed or conveying title to the Premises?  Yes  No

(f) Are you aware of any material defects to the Premises, dwelling, or fixtures which are not disclosed elsewhere on this form?  Yes  No. A material defect is a problem with the property or any portion of it that would have a significant adverse impact on the value of the residential real property or that involves an unreasonable risk to people on the land.

Explain any "yes" answers that you give in this section:

The undersigned seller represents that the information set forth in this disclosure statement is accurate and complete to the best of the seller's knowledge. The seller hereby authorizes any agent for the seller to provide this information to prospective buyers of the property and to other real estate agents. The seller alone is responsible for the accuracy of the information contained in this statement. The seller shall cause the buyer to be notified in writing of any information supplied on this form that is rendered inaccurate by a change in the condition of the property following the completion of this form.

According to the provisions of the Real Estate Seller Disclosure Law, the undersigned executor, administrator or trustee is not required to fill out a Seller's Property Disclosure Statement. The Executor, Administrator, or Trustee, must, however, disclose any known material defect(s) of the property.

Seller's

Signature(s):

*Harry Jeffrey Shirk, Exec.*  
Harry Jeffrey Shirk, Exec.

Date: June 28 2021, 2021