



STATE OF NORTH CAROLINA
RESIDENTIAL PROPERTY AND OWNERS' ASSOCIATION DISCLOSURE STATEMENT

Instructions to Property Owners

- 1. The Residential Property Disclosure Act (G.S. 47E) ("Disclosure Act") requires owners of residential real estate (single-family homes, individual condominiums, townhouses, and the like, and buildings with up to four dwelling units) to furnish buyers a Residential Property and Owners' Association Disclosure Statement ("Disclosure Statement").
2. You must respond to each of the questions on the following pages of this form by filling in the requested information or by placing a check (✓) in the appropriate box.
3. If you are assisted in the sale of your property by a licensed real estate broker, you are still responsible for completing and delivering the Disclosure Statement to the buyers; and the broker must disclose any material facts about your property which he or she knows or reasonably should know, regardless of your responses on the Disclosure Statement.
4. You must give the completed Disclosure Statement to the buyer no later than the time the buyer makes an offer to purchase your property.

Note to Buyer: If the owner does not give you a Residential Property and Owners' Association Disclosure Statement by the time you make your offer to purchase the property, you may under certain conditions cancel any resulting contract without penalty to you as the buyer. To cancel the contract, you must personally deliver or mail written notice of your decision to cancel to the owner or the owner's agent within three calendar days following your receipt of the Disclosure Statement, or three calendar days following the date of the contract, whichever occurs first.

5. In the space below, type or print in ink the address of the property (sufficient to identify it) and your name. Then sign and date.

Property Address: 657 Collins Mill Rd, Castalia, 17816

Owner's Name(s): Tommy Joe Martinez, Rebecca Elizabeth Larkin-Martinez

Owner(s) acknowledge(s) having examined this Disclosure Statement before signing and that all information is true and correct as of the date signed.

Owner Signature: Tommy Joe Martinez Date 2/20/2024
Owner Signature: Rebecca Elizabeth Larkin-Martinez Date 2/20/2024

Buyers acknowledge receipt of a copy of this Disclosure Statement; that they have examined it before signing; that they understand that this is not a warranty by owners or owners' agents; that it is not a substitute for any inspections they may wish to obtain; and that the representations are made by the owners and not the owners' agents or subagents.


Buyer Signature: Date
Buyer Signature: Date


Property Address/Description: 657 Collins Mill Rd, Castalia, 17816

**D B GARDNER TR**

The following questions address the characteristics and condition of the property identified above about which the owner has actual knowledge. Where the question refers to "dwelling," it is intended to refer to the dwelling unit, or units if more than one, to be conveyed with the property. The term "dwelling unit" refers to any structure intended for human habitation.

- |   | <u>Yes</u> | <u>No</u> | <u>No<br/>Representation</u> |
|---|------------|-----------|------------------------------|
| 1. In what year was the dwelling constructed? <u>1980</u><br>Explain if necessary: _____  |            |           | [ ]                          |
| 2. Is there any problem, malfunction or defect with the dwelling's foundation, slab, fireplaces/chimneys, floors, windows (including storm windows and screens), doors, ceilings, interior and exterior walls, attached garage, patio, deck or other structural components including any modifications to them? .....   | [ ]        | [ ]       | [ X ]                        |
| 3. The dwelling's exterior walls are made of what type of material? [ ] Brick Veneer [ X ] Wood [ ] Stone [ ] Vinyl<br>[ ] Synthetic Stucco [ ] Composition/Hardboard [ ] Concrete [ ] Fiber Cement [ ] Aluminum [ ] Asbestos<br>[ ] Other _____ (Check all that apply)   |            |           | [ ]                          |
| 4. In what year was the dwelling's roof covering installed? <u>2021</u> (Approximate if no records are available) Explain if necessary: _____   |            |           | [ ]                          |
| 5. Is there any leakage or other problem with the dwelling's roof? .....  | [ ]        | [ ]       | [ X ]                        |
| 6. Is there any water seepage, leakage, dampness or standing water in the dwelling's basement, crawl space, or slab?  | [ ]        | [ ]       | [ X ]                        |
| 7. Is there any problem, malfunction or defect with the dwelling's electrical system (outlets, wiring, panel, switches, fixtures, generator, etc.)?.....  | [ ]        | [ ]       | [ X ]                        |
| 8. Is there any problem, malfunction or defect with the dwelling's plumbing system (pipes, fixtures, water heater, etc.)?   | [ ]        | [ ]       | [ X ]                        |
| 9. Is there any problem, malfunction or defect with the dwelling's heating and/or air conditioning? .....   | [ ]        | [ ]       | [ X ]                        |
| 10. What is the dwelling's heat source? [ ] Furnace [ X ] Heat Pump [ ] Baseboard [ ] Other _____<br>(Check all that apply)... Age of system: _____   |            |           | [ ]                          |
| 11. What is the dwelling's cooling source? [ X ] Central Forced Air [ ] Wall/Window Unit(s) [ ] Other _____<br>_____ (Check all that apply)... Age of system: _____   |            |           | [ ]                          |
| 12. What are the dwelling's fuel sources? [ X ] Electricity [ ] Natural Gas [ X ] Propane [ ] Oil [ ] Other _____<br>_____ (Check all that apply)<br>If the fuel source is stored in a tank, identify whether the tank is [ X ] above ground or [ ] below ground, and whether the tank is [ ] leased by seller or [ X ] owned by seller. (Check all that apply) .....         |            |           | [ ]                          |
| 13. What is the dwelling's water supply source? [ ] City/County [ ] Community System [ X ] Private Well<br>[ ] Shared Well [ ] Other _____ (Check all that apply).....  |            |           | [ ]                          |
| 14. The dwelling's water pipes are made of what type of material? [ ] Copper [ ] Galvanized [ X ] Plastic<br>[ ] Polybutylene [ ] Other _____ (Check all that apply).....   |            |           | [ ]                          |
| 15. Is there any problem, malfunction or defect with the dwelling's water supply (including water quality, quantity, or water pressure)?.....   | [ ]        | [ ]       | [ X ]                        |
| 16. What is the dwelling's sewage disposal system? [ X ] Septic Tank [ ] Septic Tank with Pump [ ] Community System [ ] Connected to City/County System [ ] City/County System available [ ] Straight pipe (wastewater does not go into a septic or other sewer system [note: use of this type of system violates state law])<br>[ ] Other _____ (Check all that apply) ..... |            |           | [ ]                          |
| 17. If the dwelling is serviced by a septic system, do you know how many bedrooms are allowed by the septic system permit?<br>If your answer is "yes," how many bedrooms are allowed? _____ [ ] No records available  | [ ]        | [ ]       | [ X ]                        |
| 18. Is there any problem, malfunction or defect with the dwelling's sewer and/or septic system?.....  | [ ]        | [ ]       | [ X ]                        |
| 19. Is there any problem, malfunction or defect with the dwelling's central vacuum, pool, hot tub, spa, attic fan, exhaust fan, ceiling fans, sump pump, irrigation system, TV cable wiring or satellite dish, garage door openers, gas logs, or other systems? .....   | [ ]        | [ ]       | [ X ]                        |
| 20. Is there any problem, malfunction or defect with any appliances that may be included in the conveyance (range/oven, attached microwave, hood/fan, dishwasher, disposal, etc.)?.....   | [ ]        | [ X ]     | [ ]                          |

Buyer Initials and Date \_\_\_\_\_ Owner Initials and Date  2/20/2024

Buyer Initials and Date \_\_\_\_\_ Owner Initials and Date  2/20/2024

- |   | <u>Yes</u> | <u>No</u> | <u>No Representation</u> |
|---|------------|-----------|--------------------------|
| 21. Is there any problem with present infestation of the dwelling, or damage from past infestation of wood destroying insects or organisms which has not been repaired?.....  | [ ]        | [ ]       | [ X ]                    |
| 22. Is there any problem, malfunction or defect with the drainage, grading or soil stability of the property? .....   | [ ]        | [ ]       | [ X ]                    |
| 23. Are there any structural additions or other structural or mechanical changes to the dwelling(s) to be conveyed with the property?.....  | [ ]        | [ X ]     | [ ]                      |
| 24. Is the property to be conveyed in violation of any local zoning ordinances, restrictive covenants, or other land-use restrictions, or building codes (including the failure to obtain proper permits for room additions or other changes/improvements)? .....   | [ ]        | [ ]       | [ X ]                    |
| 25. Are there any hazardous or toxic substances, materials, or products (such as asbestos, formaldehyde, radon gas, methane gas, lead-based paint) which exceed government safety standards, any debris (whether buried or covered) or underground storage tanks, or any environmentally hazardous conditions (such as contaminated soil or water, or other environmental contamination) located on or which otherwise affect the property? ..... | [ ]        | [ ]       | [ X ]                    |
| 26. Is there any noise, odor, smoke, etc. from commercial, industrial, or military sources which affects the property? .....  | [ ]        | [ X ]     | [ ]                      |
| 27. Is the property subject to any utility or other easements, shared driveways, party walls or encroachments from or on adjacent property?.....  | [ X ]      | [ ]       | [ ]                      |
| 28. Is the property the subject of any lawsuits, foreclosures, bankruptcy, leases or rental agreements, judgments, tax liens, proposed assessments, mechanics' liens, materialmen's liens, or notices from any governmental agency that could affect title to the property?.....  | [ ]        | [ X ]     | [ ]                      |
| 29. Is the property subject to a flood hazard or is the property located in a federally-designated flood hazard area? .....   | [ ]        | [ ]       | [ X ]                    |
| 30. Does the property abut or adjoin any private road(s) or street(s)?.....   | [ ]        | [ X ]     | [ ]                      |
| 31. If there is a private road or street adjoining the property, is there in existence any owners' association or maintenance agreements dealing with the maintenance of the road or street?.....   | [ ]        | [ X ]     | [ ]                      |

**If you answered "yes" to any of the questions listed above (1-31) please explain (attach additional sheets if necessary):**

\_\_\_\_\_  
\_\_\_\_\_

In lieu of providing a written explanation, you may attach a written report to this Disclosure Statement by a public agency, or by an attorney, engineer, land surveyor, geologist, pest control operator, contractor, home inspector, or other expert, dealing with matters within the scope of that public agency's functions or the expert's license or expertise.

**The following questions pertain to the property identified above, including the lot to be conveyed and any dwelling unit(s), sheds, detached garages, or other buildings located thereon.**

- |  | <u>Yes</u> | <u>No</u> | <u>No Representation</u> |
|--|------------|-----------|--------------------------|
| 32. Is the property subject to governing documents which impose various mandatory covenants, conditions, and restrictions upon the lot or unit?..... | [ ]        | [ X ]     | [ ]                      |



**If you answered "yes" to the question above, please explain (attach additional sheets if necessary):**

\_\_\_\_\_  
\_\_\_\_\_

- |   |     |       |     |
|---|-----|-------|-----|
| 33. Is the property subject to regulation by one or more owners' association(s) including, but not limited to, obligations to pay regular assessments or dues and special assessments? If your answer is "yes," please provide the information requested below as to each owners' association to which the property is subject [insert N/A into any blank that does not apply]: | [ ] | [ X ] | [ ] |
|---|-----|-------|-----|

• (specify name) \_\_\_\_\_ whose regular assessments ("dues") are \$ \_\_\_\_\_ per \_\_\_\_\_. The name, address and telephone number of the president of the owners' association or the association manager are \_\_\_\_\_



• (specify name) \_\_\_\_\_ whose regular assessments ("dues") are \$ \_\_\_\_\_ per \_\_\_\_\_. The name, address and telephone number of the president of the owners' association or the association manager are \_\_\_\_\_

Buyer Initials and Date _____	Owner Initials and Date  2/20/2024
Buyer Initials and Date _____	Owner Initials and Date  2/20/2024

**\*If you answered "Yes" to question 33 above, you must complete the remainder of this Disclosure Statement. If you answered "No" or "No Representation" to question 33 above, you do not need to answer the remaining questions on this Disclosure Statement. Skip to the bottom of the last page and initial and date the page.**

- |   | <u>Yes</u> | <u>No</u> | <u>No Representation</u> |
|---|------------|-----------|--------------------------|
| 34. Are any fees charged by the association or by the association's management company in connection with the conveyance or transfer of the lot or property to a new owner? If your answer is "yes," please state the amount of the fees: _____<br>_____  | [ ]        | [ ]       | [ ]                      |
| 35. As of the date this Disclosure Statement is signed, are there any dues, fees, or special assessments which have been duly approved as required by the applicable declaration or bylaws, and that are payable to an association to which the lot is subject? If your answer is "yes," please state the nature and amount of the dues, fees, or special assessments to which the property is subject: _____<br>_____  | [ ]        | [ ]       | [ ]                      |
| 36. As of the date this Disclosure Statement is signed, are there any unsatisfied judgments against, or pending lawsuits involving the property or lot to be conveyed? If your answer is "yes," please state the nature of each pending lawsuit, and the amount of each unsatisfied judgment: _____<br>_____  | [ ]        | [ ]       | [ ]                      |
| 37. As of the date this Disclosure Statement is signed, are there any unsatisfied judgments against, or pending lawsuits involving the planned community or the association to which the property and lot are subject, with the exception of any action filed by the association for the collection of delinquent assessments on lots other than the property and lot to be conveyed? If your answer is "yes," please state the nature of each pending lawsuit, and the amount of each unsatisfied judgment: _____<br>_____ | [ ]        | [ ]       | [ ]                      |
| 38. Which of the following services and amenities are paid for by the owners' association(s) identified above out of the association's regular assessments ("dues")? (Check all that apply).  |            |           |                          |

	<u>Yes</u>	<u>No</u>	<u>No Representation</u>
Management Fees.....	[ ]	[ ]	[ ]
Exterior Building Maintenance of Property to be Conveyed.....	[ ]	[ ]	[ ]
Master Insurance.....	[ ]	[ ]	[ ]
Exterior Yard/Landscaping Maintenance of Lot to be Conveyed.....	[ ]	[ ]	[ ]
Common Areas Maintenance.....	[ ]	[ ]	[ ]
Trash Removal.....	[ ]	[ ]	[ ]
Recreational Amenity Maintenance (specify amenities covered) _____ _____	[ ]	[ ]	[ ]
Pest Treatment/Extermination.....	[ ]	[ ]	[ ]
Street Lights.....	[ ]	[ ]	[ ]
Water.....	[ ]	[ ]	[ ]
Sewer.....	[ ]	[ ]	[ ]
Storm water Management/Drainage/Ponds.....	[ ]	[ ]	[ ]
Internet Service.....	[ ]	[ ]	[ ]
Cable.....	[ ]	[ ]	[ ]
Private Road Maintenance.....	[ ]	[ ]	[ ]
Parking Area Maintenance.....	[ ]	[ ]	[ ]
Gate and/or Security.....	[ ]	[ ]	[ ]
Other: (specify) _____ _____	[ ]	[ ]	[ ]

Buyer Initials and Date _____	Owner Initials and Date  _____	2/20/2024
Buyer Initials and Date _____	Owner Initials and Date  _____	2/20/2024