

# SELLER'S PROPERTY DISCLOSURE STATEMENT

## EXHIBIT " \_\_\_\_\_ "

(revised 01/17/2007)



2007 Printing

For property located at 2225 Cherokee Trail, Big Canoe, Georgia, 30143  
together with all improvements thereon ("Property")

**NOTICE TO BUYER AND SELLER:** This disclosure statement is designed to assist Seller in disclosing to prospective buyers material adverse facts relating to the physical condition of Property that may not be readily observable, disclosing historical information and past problems with Property, and identifying those fixtures/items that are included with the sale of Property. All questions are to be answered with respect to the above referenced Property.

IF THE ANSWERS TO ANY OF THE QUESTIONS LISTED BELOW ARE "YES," SELLER SHALL EXPLAIN IN DETAIL IN THE "ADDITIONAL EXPLANATIONS" OR IN DISCLOSURES SECTION, PAGE 5.

	Yes	No		Don't Know
<b>1. OCCUPANCY:</b>				
(a) Is Property vacant? If yes, how long has it been since Seller occupied Property? _____	_____	✓ _____		_____
(b) Are there any leases, written or verbal, on Property or any part thereof?	_____	✓ _____		_____
<b>2. SOIL, TREES, SHRUBS AND BOUNDARIES:</b>				
(a) Are there any landfills (other than foundation backfill), graves, mine shafts, trash dumps or wells (in use or abandoned) on Property?	_____	✓ _____		_____
(b) Is there any sliding, settling (other than normal settling), earth movement, sinkholes, upheaval, or earth stability/expansive soil problems?	_____	✓ _____		_____
(c) Are there any diseased or dead trees on Property?	_____	_____		✓ _____
(d) Are there any encroachments (known or recorded), leases, unrecorded easements, or boundary line disputes?	_____	✓ _____		_____
<b>3. TERMITES, DRY-ROT, PESTS, AND WOOD-DESTROYING ORGANISMS:</b>				
(a) Is there any past or present damage to Property caused by infiltrating pests, termites, dry-rot, or other wood-destroying organisms?	_____	✓ _____		_____
(b) Is your Property currently under a transferable bond, warranty or other coverage for termites or other wood destroying organisms by a licensed pest control company? If yes, check type of coverage: <input checked="" type="checkbox"/> re-treatment and repair; or <input type="checkbox"/> re-treatment	✓ _____	_____		_____
(c) Is there a cost to transfer the bond, warranty or other coverage? If yes, what is the cost? \$ _____	_____	_____		✓ _____
(d) Is there a cost to maintain the bond, warranty or other coverage? If yes, what is the annual cost? \$ _____	✓ _____	_____		✓ _____
(e) Have any termite/pest control reports or treatments for Property been done in the last five (5) years?	✓ _____	_____		_____
(f) Does any dwelling or garage on Property have any untreated wood or exterior siding/cladding, such as rigid board insulation, foam plastic, synthetic stucco, hard coat stucco, wood or masonry siding (excluding brick), below grade or within six inches of finished grade?	_____	_____		✓ _____
<b>4. STRUCTURAL ITEMS, ADDITIONS AND ALTERATIONS:</b>				
(a) What year was the main residential dwelling constructed? <u>1999</u>	_____	_____		_____
(b) Has there been any movement, shifting, settling (other than normal settling), cracking, deterioration, or other structural problems with any dwelling or garage on Property?	_____	✓ _____		_____
(c) Has there been any additional structural bracing, underpinning, or other structural reinforcement added to any dwelling or garage on Property?	_____	✓ _____		_____
(d) Are there any problems with driveways, walkways, patios, or retaining walls on Property?	_____	✓ _____		_____
(e) Have there been any additions, structural changes, or any other major alterations to the original improvements on the Property?	_____	✓ _____		_____
(f) Has there been any work done on the Property where required permits and/or approvals (public or private) were not obtained?	_____	✓ _____		_____
(g) Has any work been done to Property that was not in compliance with building codes or zoning regulations?	_____	_____		✓ _____
(h) Does any part of the exterior siding or cladding of any dwelling or garage on Property consist of synthetic stucco?	_____	✓ _____		_____
<b>5. LEAD-BASED PAINT:</b> Was any part of the residential dwelling on Property constructed prior to 1978?				
<input type="checkbox"/> Yes <input type="checkbox"/> Don't Know <input checked="" type="checkbox"/> No (If no, proceed to paragraph 6.)				
If you have answered "Yes" or "Don't Know" the Lead-Based Paint Exhibit F54 must be executed by the parties and the				

	Yes	No	Don't Know
<b>6. ROOF, GUTTERS AND DOWNSPOUTS:</b>			
(a) Approximate age of roof: <u>10</u> years.	_____	_____	_____
(b) Has the roof, or any part thereof, been repaired during Sellers ownership?	_____	<input checked="" type="checkbox"/>	_____
(c) Are there any roof leaks or other problems with the roof, roof flashing, gutters or downspouts?	_____	<input checked="" type="checkbox"/>	_____
<b>7. DRAINAGE, FLOODING AND MOISTURE:</b>			
(a) Has there been any water leakage, water accumulation, or dampness within the basement, crawl space or other parts of the main dwelling at or below grade?	_____	<input checked="" type="checkbox"/>	_____
(b) Have any repairs been made to control any water or dampness problems in the basement, crawl space, or other parts of the main dwelling at or below grade?	_____	<input checked="" type="checkbox"/>	_____
(c) Is the Property or any improvements thereon located in a flood zone?	_____	<input checked="" type="checkbox"/>	_____
(d) Does water regularly stand on Property for more than one (1) day after it has rained?	_____	<input checked="" type="checkbox"/>	_____
(e) Has there been any past flooding on Property?	_____	<input checked="" type="checkbox"/>	_____
(f) Are there any problems with siding or exterior cladding, swelling, chipping, delaminating or retaining moisture?	_____	<input checked="" type="checkbox"/>	_____
(g) Does mold appear on interior heated and cooled portions of any dwelling on Property other than on the walls, floors or ceilings of showers, sinks, and bathtubs?	_____	<input checked="" type="checkbox"/>	_____
<b>8. PLUMBING RELATED ITEMS:</b>			
(a) What is your drinking water source: <input checked="" type="checkbox"/> public <input type="checkbox"/> private <input type="checkbox"/> well on property	_____	_____	_____
(b) If your drinking water is from a well, has it been tested within the past twelve (12) months?	_____	<input checked="" type="checkbox"/>	_____
(c) Do you have a water softener, filter or purifier? If yes, <input type="checkbox"/> leased <input type="checkbox"/> owned	_____	<input checked="" type="checkbox"/>	_____
(d) What is the type of sewage system: <input type="checkbox"/> public <input type="checkbox"/> private <input checked="" type="checkbox"/> septic tank	_____	_____	_____
(e) Is the main dwelling served by sewage pump or lift system?	_____	_____	<input checked="" type="checkbox"/>
(f) Do you know if any septic tank or cesspool on Property has ever been professionally serviced? If yes, please give the date of last service: _____	_____	_____	<input checked="" type="checkbox"/>
(g) Do you know of any past or present leaks, backups, or other similar problems relating to any of the plumbing, water and/or sewage-related items?	_____	<input checked="" type="checkbox"/>	_____
(h) Is there any polybutylene plumbing, other than primary service line, on Property?	_____	_____	<input checked="" type="checkbox"/>
<b>9. OTHER SYSTEMS AND COMPONENTS:</b>			
(a) What type of heating system(s) serve the main dwelling? <input checked="" type="checkbox"/> gas <input type="checkbox"/> electric <input type="checkbox"/> water pump <input type="checkbox"/> other	_____	_____	_____
(b) What is the approximate age of heating system(s): <u>10</u> years - <u>BOTH SYSTEMS SERVICED BY</u>	_____	_____	_____
(c) What type of air conditioning system(s) serve the main dwelling? <input type="checkbox"/> gas <input checked="" type="checkbox"/> electric <input type="checkbox"/> other	_____	_____	_____
(d) What is the approximate age of air conditioning system(s) <u>10</u> years	_____	_____	_____
(e) Is any portion of the main dwelling not served by a central or zoned heating and/or air conditioning system?	_____	<input checked="" type="checkbox"/>	_____
(f) How is water heated in the main dwelling? <input type="checkbox"/> electric <input type="checkbox"/> gas <input type="checkbox"/> solar	_____	_____	_____
(g) What is the approximate age of water heater: <u>10</u> years -	_____	_____	_____
(h) Does the main dwelling have aluminum wiring other than the primary service line?	_____	<input checked="" type="checkbox"/>	_____
(i) Is there any system or appliance which is leased or for which the buyer must pay a transfer fee to continue to use? If yes, what is the transfer fee? \$ <u>DONT THINK SO</u> <u>Propane Tank</u> If yes, what is the current use fee to be paid by the Buyer? \$ <u>Nominal</u>	_____	<input checked="" type="checkbox"/>	_____
(j) Are any fireplaces not working or in need of repair?	_____	<input checked="" type="checkbox"/>	_____
(k) When was each fireplace, wood stove or chimney/flue last cleaned? Date(s): <u>Dont know</u>	_____	_____	_____
<b>10. TOXIC SUBSTANCES:</b>			
(a) Are there any underground tanks, toxic or hazardous substances on Property (structure or soil) such as asbestos, urea-formaldehyde, methane gas, radioactive material, radon, mold, benzene or other environmental contaminants? <u>Propane Tank</u>	_____	_____	_____
(b) Has Property ever been tested for radon, lead, mold or any other potentially toxic substances?	_____	_____	<input checked="" type="checkbox"/>
<b>11. COVENANTS, FEES AND ASSESSMENTS:</b>			
(a) Is Property part of a condominium, community association or subject to covenants, conditions and restrictions (CC & Rs)?	<input checked="" type="checkbox"/>	_____	_____
(b) Is there a mandatory community association fee or assessment? If yes, what is the amount? \$ <u>200</u> per mo Is there an initiation fee? If yes, what amount? \$ <u>300 - TRANSFER Fee</u>	<input checked="" type="checkbox"/>	_____	_____
(c) Are there any recreational facilities in the community for which the obligation to pay and the right to use are optional? If yes, please describe the nature of the facilities and the optional fee or charge. <u>Various Swimming Pools, Golf, Fitness Center, Lake Boating &amp; Fishing</u>	<input checked="" type="checkbox"/>	_____	_____
(d) In purchasing Property, will any initiation, transfer, or other similar fee be owed to the Association? If yes, what is the amount? \$ <u>300</u>	<input checked="" type="checkbox"/>	_____	_____

(e) Are there any special assessments approved by but yet not owing or due to a community Association that are not yet owed or due?

**12. OTHER MATTERS:**

- (a) Have there been any inspections of Property in the past year?  
 If yes, by whom and of what type? By whom - INTO NOT FACILITY + TERMS - Avail @ THIS TIME
- (b) Does Property contain any building products which are or have been the subject of class action lawsuits, litigation or legal claims alleging that the product is defective?  
 If yes, please identify the product or products and the general location of each on Property:
- (c) Is there or has there been in the past any litigation involving Property or any improvement therein alleging negligent or improper construction defects, termites, and/or title problems?
- (d) Has there been any award or payment of money in lieu of repairs for such a defective building product?
- (e) Has any release been signed that would limit a future owner from making any claims in connection with Property?
- (f) Has there been any fire, flood or wind damage which required repairs to Property in excess of \$500.00?
- (g) Approximately how many insurance claims have been filed on Property since you owned it? 0
- (h) Are any fixtures or appliances included in the sale in need of repair?
- (i) Have any repairs been made to the electrical, plumbing, or heating and air condition systems, or any part thereof?
- (j) Was any dwelling on Property or portion thereof (excluding mobile, modular and manufactured dwelling) moved to the site from another location?

Yes	No	Don't Know
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

**13. FIXTURES/ITEMS: (Check (✓) only those fixtures/items below that are included in the sale of Property. Unless otherwise indicated, if there is more than one item (such as a second refrigerator or two chandeliers or three smoke detectors), all such fixtures/items checked are included in the sale of Property. Those fixtures/items listed below that are not checked shall not be included in the sale of Property.**

- |   |  |   |
|---|--|---|
| <input type="checkbox"/> Air Conditioning Window Unit                     | <input checked="" type="checkbox"/> Garage Door Opener                                   | <input checked="" type="checkbox"/> Speakers (Built-In) - optional        |
| <input type="checkbox"/> Air Purifier                                     | <input checked="" type="checkbox"/> Remote Control                                       | <input type="checkbox"/> Sprinkler System                                 |
| <input checked="" type="checkbox"/> Alarm System (Burglar)                | <input checked="" type="checkbox"/> Garbage Disposal                                     | <input type="checkbox"/> Statuary   |
| <input type="checkbox"/> Leased <input checked="" type="checkbox"/> Owned | <input type="checkbox"/> Gas Grille  | <input type="checkbox"/> Stepping Stones                                  |
| <input checked="" type="checkbox"/> Alarm System (Smoke/Fire)             | <input type="checkbox"/> Built-In <input type="checkbox"/> Free Standing                 | <input type="checkbox"/> Storage Building                                 |
| <input type="checkbox"/> Leased <input checked="" type="checkbox"/> Owned | <input type="checkbox"/> Gazebo  | <input checked="" type="checkbox"/> Stove                                 |
| <input type="checkbox"/> Arbor  | <input type="checkbox"/> Hot Tub   | <input type="checkbox"/> Gas <input checked="" type="checkbox"/> Electric |
| <input type="checkbox"/> Attic Fan (Whole House Fan)                      | <input type="checkbox"/> Humidifier  | <input type="checkbox"/> Built-In <input type="checkbox"/> Free Standing  |
| <input type="checkbox"/> Attic Ventilator Fan                             | <input checked="" type="checkbox"/> Ice Maker  | <input type="checkbox"/> Sump Pump  |
| <input type="checkbox"/> Awning   | <input type="checkbox"/> Built-In <input type="checkbox"/> Free Standing                 | <input type="checkbox"/> Surface Unit Cook Top                            |
| <input type="checkbox"/> Basketball Post & Goal                           | <input type="checkbox"/> Intercom  | <input type="checkbox"/> Gas <input type="checkbox"/> Electric            |
| <input type="checkbox"/> Built-In <input type="checkbox"/> Free Standing  | <input type="checkbox"/> Jetted Tub  | <input type="checkbox"/> Swimming Pool                                    |
| <input type="checkbox"/> Birdhouses                                       | <input type="checkbox"/> Landscaping Lights  | <input type="checkbox"/> Above Ground                                     |
| <input type="checkbox"/> Boat Dock  | <input checked="" type="checkbox"/> Light Fixtures                                       | <input type="checkbox"/> Swimming Pool Equipment                          |
| <input type="checkbox"/> Carbon Monoxide Detector                         | (Except Chandeliers)   | (List below)  |
| <input checked="" type="checkbox"/> Ceiling Fans                          | <input type="checkbox"/> Mailbox   | <input type="checkbox"/> Swing Set  |
| <input type="checkbox"/> Chandelier                                       | <input checked="" type="checkbox"/> Microwave Oven                                       | <input checked="" type="checkbox"/> Switch Plate Covers                   |
| <input checked="" type="checkbox"/> Closet Shelving System                | <input type="checkbox"/> Built-In <input type="checkbox"/> Free Standing                 | <input checked="" type="checkbox"/> Telephone Jacks/Wires                 |
| <input type="checkbox"/> Built-In <input type="checkbox"/> Free Standing  | <input checked="" type="checkbox"/> Mirror (Attached)                                    | <input type="checkbox"/> Television Antenna                               |
| <input type="checkbox"/> Dehumidifier                                     | <input type="checkbox"/> Outbuilding   | <input checked="" type="checkbox"/> Television Cable/Jacks                |
| <input type="checkbox"/> Built-In <input type="checkbox"/> Free Standing  | <input type="checkbox"/> Outdoor Bench   | <input checked="" type="checkbox"/> Thermostat (Programmable)             |
| <input checked="" type="checkbox"/> Dishwasher                            | <input type="checkbox"/> Playhouse   | <input type="checkbox"/> Trash Compactor                                  |
| <input type="checkbox"/> Built-In <input type="checkbox"/> Free Standing  | <input type="checkbox"/> Porch swing   | <input type="checkbox"/> Built-In <input type="checkbox"/> Free Standing  |
| <input type="checkbox"/> Dog House  | <input checked="" type="checkbox"/> Propane Gas Tanks                                    | <input type="checkbox"/> Tree House                                       |
| <input checked="" type="checkbox"/> Door & Window Hardware                | <input type="checkbox"/> Above ground <input checked="" type="checkbox"/> Buried         | <input type="checkbox"/> Trellis  |
| <input checked="" type="checkbox"/> Dryer                                 | <input checked="" type="checkbox"/> Leased <input type="checkbox"/> Owned                | <input type="checkbox"/> Vacuum System (Built-In)                         |
| <input type="checkbox"/> Gas <input checked="" type="checkbox"/> Electric | <input type="checkbox"/> Radio (Built-In)  | <input type="checkbox"/> Vacuum Attachments                               |
| <input type="checkbox"/> Fence (Invisible)                                | <input checked="" type="checkbox"/> Refrigerator   | <input checked="" type="checkbox"/> Vent Hood                             |
| <input type="checkbox"/> Fence Pet Collar                                 | <input type="checkbox"/> Satellite Dish/Receiver   | <input checked="" type="checkbox"/> Washing Machine                       |
| <input checked="" type="checkbox"/> Fireplace                             | <input type="checkbox"/> Sauna   | <input type="checkbox"/> Water Purification System                        |
| <input checked="" type="checkbox"/> Gas Logs 2                            | <input type="checkbox"/> Septic Pump   | <input type="checkbox"/> Water Softener System                            |
| <input checked="" type="checkbox"/> Screen/Door 2                         | <input checked="" type="checkbox"/> Shelving Unit & System                               | <input type="checkbox"/> Weather Vane                                     |
| <input type="checkbox"/> Wood Burning Insert                              | <input type="checkbox"/> Built-In <input type="checkbox"/> Free Standing                 | <input type="checkbox"/> Well Pump  |
| <input type="checkbox"/> Flag Pole  | <input checked="" type="checkbox"/> Shower Head/Sprayer                                  | <input checked="" type="checkbox"/> Window Screens                        |
|   | <input checked="" type="checkbox"/> Smoke Detector                                       | <input checked="" type="checkbox"/> Window Treatments                     |
|   | <input checked="" type="checkbox"/> Battery Operated <input type="checkbox"/> Hard Wired | <input type="checkbox"/> Wine Cooler                                      |

Other fixtures/items included in the sale of Property shall be: \_\_\_\_\_

Other fixtures/items not included in the sale of Property shall be:

ALL FURNITURE - POOL TABLE AND TV/SYSTEM ARE OPTIONAL

The common law of fixtures shall apply to fixtures not addressed herein. Those fixtures/items that are not included in the sale of Property shall remain Property of Seller and shall be removed prior to closing or the transfer of possession of Property to Buyer, whichever is later. Seller shall lose the right to remove any such fixtures/items not timely removed. In removing all fixtures/items, Seller shall use reasonable care to prevent damage and, if necessary, to restore Property to its original condition.

14. **AGRICULTURAL DISCLOSURE:** Is Property within, partially within, or adjacent to any property zoned or identified on an approved county land use plan as agricultural or forestry use?  Yes  No  Don't Know

It is the policy of this state and this community to conserve, protect, and encourage the development and improvement of farm and forest land for the production of food, fiber, and other products, and also for its natural and environmental value. This notice is to inform prospective property owners or other persons or entities leasing or acquiring an interest in real property that property in which they are about to acquire an interest lies within, partially within, or adjacent to an area zoned, used, or identified for farm and forest activities and that farm and forest activities occur in the area. Such farm and forest activities may include intensive operations that cause discomfort and inconveniences that involve, but are not limited to, noises, odors, fumes, dust, smoke, insects, operations of machinery during any 24 hour period, storage and disposal of manure, and the application by spraying or otherwise of chemical fertilizers, soil amendments, herbicides, and pesticides. One or more of these inconveniences may occur as the result of farm or forest activities which are in conformance with existing laws and regulations and accepted customs and standards.

15. **ADDITIONAL EXPLANATIONS OR DISCLOSURES:**

MARK BOX IF ADDITIONAL PAGES ARE ATTACHED.

**SELLER'S REPRESENTATION:**

To the best of Seller's knowledge and belief, the information contained in this Seller's Property Disclosure Statement is accurate and complete as of the date signed by Seller. It should not be a substitute for Buyer inspecting Property or obtaining any warranties with regard to Property that Buyer may wish to obtain. Seller hereby authorizes Broker to provide this Seller's Property Disclosure Statement to prospective buyers of Property and to real estate Brokers and their affiliated Licensees. **Seller agrees to promptly update this Seller's Property Disclosure Statement and to provide any Buyer and Broker with a revised copy of the same if there are any material changes in the answers to the questions contained herein.**

Is each individual named below a U.S. Citizen or resident alien?  Yes  No

Has each individual named below been a Georgia resident for the past two years?  Yes  No

Has Property been Seller's primary residence for at least two of the last five years?  Yes  No

Seller: Jeanine Goffredo  
Seller: \_\_\_\_\_

Date: 7/7/07, 20\_\_\_\_  
Date: \_\_\_\_\_, 20\_\_\_\_

**RECEIPT AND ACKNOWLEDGMENT BY BUYER:**

I acknowledge receipt of this Seller's Property Disclosure Statement. I understand that, except as stated in the Purchase and Sale Agreement, Property is being sold in its present condition, without warranties or guarantees of any kind by Seller or Brokers. No representations concerning the condition of Property are being relied upon by Buyer except as disclosed herein or stated in the Purchase and Sale Agreement.

Buyer: \_\_\_\_\_  
Buyer: \_\_\_\_\_

Date: \_\_\_\_\_, 20\_\_\_\_  
Date: \_\_\_\_\_, 20\_\_\_\_