

SELLER'S PROPERTY DISCLOSURE STATEMENT

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1. Date 2-25-13
2. Page 1 of 9 pages

3. THE INFORMATION DISCLOSED IS GIVEN TO THE BEST OF SELLER'S KNOWLEDGE.

4. **NOTICE:** This Disclosure Statement satisfies the disclosure requirements of MN Statutes 513.52 through 513.60.
5. Under Minnesota law, sellers of residential property, with limited exceptions listed on page eight (8), are obligated to
6. disclose to prospective buyers all material facts of which Seller is aware that could adversely and significantly affect
7. an ordinary buyer's use or enjoyment of the property or any intended use of the property of which Seller is aware.
8. MN Statute 513.58 requires Seller to notify buyer in writing as soon as reasonably possible, but in any event before
9. closing, if Seller learns that Seller's disclosure was inaccurate. Seller is obligated to continue to notify Buyer, in writing,
10. of any facts disclosed herein (new or changed) of which Seller is aware that could adversely and significantly affect the
11. Buyer's use or enjoyment of the property or any intended use of the property that occur up to the time of closing.
12. Seller has disclosure alternatives allowed by MN Statutes. See *Seller's Disclosure Alternatives* form for further
13. information regarding disclosure alternatives. This disclosure is not a warranty or a guarantee of any kind by Seller or
14. licensee(s) representing or assisting any party in the transaction.

15. For purposes of the seller disclosure requirements of MN Statutes 513.52 through 513.60:

16. "Residential real property" or "residential real estate" means property occupied as, or intended to be occupied as, a
17. single-family residence, including a unit in a common interest community as defined in MN Statute 515B.1-103, clause
18. (10), regardless of whether the unit is in a common interest community not subject to chapter 515B.

19. The seller disclosure requirements of MN Statutes 513.52 through 513.60 apply to the transfer of any interest in
20. residential real estate, whether by sale, exchange, deed, contract for deed, lease with an option to purchase or any
21. other option.

22. **INSTRUCTIONS TO BUYER:** Buyers are encouraged to thoroughly inspect the property personally or have it inspected
23. by a third party, and to inquire about any specific areas of concern. **NOTE:** If Seller answers NO to any of the questions
24. listed below, it does not necessarily mean that it does not exist on the property. NO may mean that Seller is unaware
25. that it exists on the property.

26. **INSTRUCTIONS TO SELLER:** (1) Complete this form yourself. (2) Consult prior disclosure statement(s) and/or
27. inspection report(s) when completing this form. (3) Describe conditions affecting the property to the best of your
28. knowledge. (4) Attach additional pages, with your signature, if additional space is required. (5) Answer all questions.
29. (6) If any items do not apply, write "NA" (not applicable).

30. Property located at 8025 Imperial Court N

31. City of Grant, County of Washington, State of Minnesota.

32. A. GENERAL INFORMATION:

33. (1) What date 1992 did you ☐ Acquire ☒ Build the home?
.....(Check one).....

34. (2) Type of title evidence: ☐ Abstract ☐ Registered (Torrens)

35. Location of Abstract: _____

36. To your knowledge, is there an existing Owner's Title Insurance Policy? ☐ Yes ☐ No

37. (3) Have you occupied this home continuously during your ownership? ☒ Yes ☐ No

38. If "No," explain: _____

39. (4) Is the home suitable for year-round use? ☒ Yes ☐ No

40. (5) Are you in possession of prior seller's disclosure statement(s)? (If "Yes," please attach.) ☐ Yes ☐ No

41. (6) To your knowledge, does the property include a manufactured home? ☐ Yes ☒ No

42. If "Yes," HUD #(s) is/are _____

43. _____

44. Has the title been surrendered to the Registrar of Motor Vehicles for cancellation? ☐ Yes ☒ No

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46. THE INFORMATION DISCLOSED IS GIVEN TO THE BEST OF SELLER'S KNOWLEDGE.

47. Property located at 8025 Imperial Court N Grant _____
48. (7) Is the property located on a public or a private road? ☒ Public ☐ Private
49. (8) For property abutting a lake, stream or river, does the property meet the minimum local government lot size requirements? ☒ Yes ☐ No ☐ Unknown
50. If "No," or "Unknown," Buyer should consult the local zoning authority.
51. (9) To your knowledge, is the property located in a designated flood plain? ☐ Yes ☒ No
52. Are you aware of any
53. (10) encroachments? ☐ Yes ☒ No
54. (11) association, covenants, historical registry, reservations or restrictions that affect or may affect the use or future resale of the property? ☐ Yes ☒ No
55. (12) easements, other than utility or drainage easements? ☐ Yes ☒ No
56. (13) Please provide clarification or further explanation for all applicable "Yes" responses in Section A:
57. _____
58. _____
59. _____
60. _____
61. **B. GENERAL CONDITION:** To your knowledge, have any of the following conditions previously existed or do they currently exist?
62. (1) Has there been any damage by wind, fire, flood, hail or other cause(s)? ☐ Yes ☒ No
63. If "Yes," give details of what happened and when: _____
64. _____
65. _____
66. (2) Have you ever had an insurance claim(s) against your Homeowner's Insurance Policy? ☐ Yes ☒ No
67. If "Yes," what was the claim(s) for (e.g., hail damage to roof)? _____
68. _____
69. _____
70. Did you receive compensation for the claim(s)? ☐ Yes ☐ No
71. If you received compensation, did you have the items repaired? ☐ Yes ☐ No
72. What dates did the claim(s) occur? _____
73. _____
74. _____
75. (3) (a) Has/Have the structure(s) been altered? ☐ Yes ☒ No
76. (e.g., additions, altered roof lines, changes to load-bearing walls)
77. If "Yes," please specify what was done, when and by whom (owner or contractor): _____
78. _____
79. (b) Has any work been performed on the property? (e.g., additions to the property, wiring, plumbing, retaining wall, general finishing.) ☒ Yes ☐ No
80. If "Yes," please explain: remodeled Kitchen, bathrooms, floors
81. _____
82. _____
83. (c) Are you aware of any work performed on the property for which appropriate permits were not obtained? ☐ Yes ☒ No
84. If "Yes," please explain: _____
85. _____
86. _____

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88. THE INFORMATION DISCLOSED IS GIVEN TO THE BEST OF SELLER'S KNOWLEDGE.

89. Property located at 8025 Imperial Court N Grant
90. (4) Has there been any damage to flooring or floor covering? ☐ Yes ☒ No
91. If "Yes," give details of what happened and when: _____
92. _____
93. (5) Do you have or have you previously had any pets? ☒ Yes ☐ No
94. If "Yes," indicate type 2 dogs 2 cats and number _____
95. (6) Comments: _____
96. _____
97. _____

98. **C. STRUCTURAL SYSTEMS:** To your knowledge, have any of the following conditions previously existed or do they
99. currently exist?

100. (ANSWERS APPLY TO ALL STRUCTURES, SUCH AS GARAGE AND OUTBUILDINGS.)

101. (1) **THE FOUNDATION:** To your knowledge, the type of foundation is (i.e., block, poured, wood, stone, other):

102. block

103. (2) **THE BASEMENT, CRAWLSPACE, SLAB:**

- | | | | | | |
|------------------------------|------------------------------|--|----------------------|------------------------------|--|
| 104. (a) cracked floor/walls | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | (e) leakage/seepage | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 105. (b) drain tile problem | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | (f) sewer backup | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 106. (c) flooding | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | (g) wet floors/walls | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |
| 107. (d) foundation problem | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No | (h) other | <input type="checkbox"/> Yes | <input checked="" type="checkbox"/> No |

108. Give details to any questions answered "Yes": _____

109. _____

110. _____

111. _____

112. (3) **THE ROOF:** To your knowledge,

113. (a) what is the age of the roofing material? 6 years
114. (b) has there been any interior or exterior damage? ☐ Yes ☒ No
115. (c) has there been interior damage from ice buildup? ☐ Yes ☒ No
116. (d) has there been any leakage? ☐ Yes ☒ No
117. (e) have there been any repairs or replacements made to the roof? ☒ Yes ☐ No

118. Give details to any questions answered "Yes": replaced 2007

119. _____

120. _____

121. _____

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123. THE INFORMATION DISCLOSED IS GIVEN TO THE BEST OF SELLER'S KNOWLEDGE.

124. Property located at 8025 Imperial Court N Grant
125. D. APPLIANCES, HEATING, PLUMBING, ELECTRICAL AND OTHER MECHANICAL SYSTEMS:

126. **NOTE:** This section refers only to the working condition of the following items. Answers apply to all such
127. items unless otherwise noted in comments below. Personal property is included in the sale **ONLY IF**
128. specifically referenced in the *Purchase Agreement*.

129. **Cross out only those items not physically located on the property.**

	In Working Order			In Working Order			In Working Order	
	Yes	No		Yes	No		Yes	No
132. Air-conditioning	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Heating system (central)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Trash Compactor	<input type="checkbox"/>	<input type="checkbox"/>
133. <input checked="" type="checkbox"/> Central <input type="checkbox"/> Wall <input type="checkbox"/> Window			Heating system (supplemental)	<input type="checkbox"/>	<input type="checkbox"/>	TV antenna system	<input type="checkbox"/>	<input type="checkbox"/>
134. Air exchange system	<input type="checkbox"/>	<input type="checkbox"/>	Incinerator	<input type="checkbox"/>	<input type="checkbox"/>	TV cable system	<input checked="" type="checkbox"/>	<input type="checkbox"/>
135. Carbon Monoxide Detector	<input type="checkbox"/>	<input type="checkbox"/>	Intercom	<input type="checkbox"/>	<input type="checkbox"/>	TV satellite dish	<input type="checkbox"/>	<input type="checkbox"/>
136. Ceiling fan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Lowv sprinkler system	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Rented <input type="checkbox"/> Owned		
137. Dishwasher	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Microwave	<input checked="" type="checkbox"/>	<input type="checkbox"/>	TV satellite receiver	<input type="checkbox"/>	<input type="checkbox"/>
138. Doorbell	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Plumbing	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Rented <input type="checkbox"/> Owned		
139. Drain tile system	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Pool and equipment	<input type="checkbox"/>	<input type="checkbox"/>	Washer	<input checked="" type="checkbox"/>	<input type="checkbox"/>
140. Dryer	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Propane Tank	<input type="checkbox"/>	<input type="checkbox"/>	Water heater	<input checked="" type="checkbox"/>	<input type="checkbox"/>
141. Electrical system	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Rented <input type="checkbox"/> Owned			Water softener	<input checked="" type="checkbox"/>	<input type="checkbox"/>
142. Exhaust system	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Range/oven	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Rented <input checked="" type="checkbox"/> Owned		
143. Fire sprinkler system	<input type="checkbox"/>	<input type="checkbox"/>	Range hood	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Water treatment system	<input type="checkbox"/>	<input type="checkbox"/>
144. Fireplace	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Refrigerator	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Rented <input type="checkbox"/> Owned		
145. Fireplace mechanisms	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Security system	<input type="checkbox"/>	<input type="checkbox"/>	Windows	<input checked="" type="checkbox"/>	<input type="checkbox"/>
146. Furnace humidifier	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/> Rented <input type="checkbox"/> Owned			Window treatments	<input checked="" type="checkbox"/>	<input type="checkbox"/>
147. Freezer	<input type="checkbox"/>	<input type="checkbox"/>	Smoke detectors (battery)	<input type="checkbox"/>	<input type="checkbox"/>	Wood-burning stove	<input type="checkbox"/>	<input type="checkbox"/>
148. Garage door opener (GDO)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Smoke detectors (hardwired)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Other <u>Invisible Fence</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
149. Garage auto reverse	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Solar collectors	<input type="checkbox"/>	<input type="checkbox"/>	Other	<input type="checkbox"/>	<input type="checkbox"/>
150. GDO remote	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Sump pump	<input type="checkbox"/>	<input type="checkbox"/>	Other	<input type="checkbox"/>	<input type="checkbox"/>
151. Garbage disposal	<input type="checkbox"/>	<input type="checkbox"/>	Toilet mechanisms	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Other	<input type="checkbox"/>	<input type="checkbox"/>

152. Comments: _____

153. _____

154. E. SUBSURFACE SEWAGE TREATMENT SYSTEM DISCLOSURE:

155. (A subsurface sewage treatment system disclosure is required by MN Statute 115.55.) (Check appropriate box.)

156. Seller certifies that Seller ☒ **DOES** ☐ **DOES NOT** know of a subsurface sewage treatment system on or serving
(Choose one.)

157. the above-described real property. (If answer is **DOES**, and the system does not require a state permit, see
158. *Subsurface Sewage Treatment System Disclosure Statement*.)

159. ☒ There is a subsurface sewage treatment system on or serving the above-described real property.

160. (See *Subsurface Sewage Treatment System Disclosure Statement*.)

161. ☐ There is an abandoned subsurface sewage treatment system on the above-described real property.

162. (See *Subsurface Sewage Treatment System Disclosure Statement*.)

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164. **THE INFORMATION DISCLOSED IS GIVEN TO THE BEST OF SELLER'S KNOWLEDGE.**

165. Property located at 8025 Imperial Court N Grant

166. **F. PRIVATE WELL DISCLOSURE:** (A well disclosure and Certificate are required by MN Statute 1031.235.)

167. (Check appropriate box.)

168. ☐ Seller certifies that Seller does not know of any wells on the above-described real property.

169. ☒ Seller certifies there are one or more wells located on the above-described real property.

170. (See Well Disclosure Statement.)

171. Are there any wells serving the above-described property that are not located on the property?

☐ Yes

☒ No

172. To your knowledge, is this property in a Special Well Construction Area?

☐ Yes

☒ No

173. **G. PROPERTY TAX TREATMENT:**

174. **Valuation Exclusion Disclosure** (Required by MN Statute 273.11, Subd. 16.)

175. (Check appropriate box.)

176. There ☐ IS ☒ IS NOT an exclusion from market value for home improvements on this property. Any

177. (Check one.)

178. valuation exclusion shall terminate upon sale of the property, and the property's estimated market value for

179. property tax purposes shall increase. If a valuation exclusion exists, Buyers are encouraged to look into the

180. resulting tax consequences.

181. Additional comments:

182.

183.

184. **Preferential Property Tax Treatment**

185. Is the property subject to any preferential property tax status or any other credits affecting the property?

186. (e.g., Disability, Green Acres, CRP, RIM, Rural Preserve) ☐ Yes ☒ No

187. If "Yes," would these terminate upon the sale of the property? ☐ Yes ☐ No

188. Explain:

189.

190.

191. **H. METHAMPHETAMINE PRODUCTION DISCLOSURE:**

192. (A Methamphetamine Production Disclosure is required by MN Statute 152.0275, Subd. 2 (m).)

193. ☒ Seller is not aware of any methamphetamine production that has occurred on the property.

194. ☐ Seller is aware that methamphetamine production has occurred on the property.

195. (See Methamphetamine Production Disclosure Statement.)

196. **I. NOTICE REGARDING AIRPORT ZONING REGULATIONS:** The property may be in or near an airport safety

197. zone with zoning regulations adopted by the governing body that may affect the property. Such zoning regulations

198. are filed with the county recorder in each county where the zoned area is located. If you would like to determine

199. if such zoning regulations affect the property, you should contact the county recorder where the zoned area is

200. located.

201. **J. NOTICE REGARDING CARBON MONOXIDE DETECTORS:** MN Statute 299F.51 requires Carbon Monoxide

202. Detectors to be located within ten (10) feet from all sleeping rooms. Carbon Monoxide Detectors may or may not

203. be personal property and may or may not be included in the sale of the home.

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205. THE INFORMATION DISCLOSED IS GIVEN TO THE BEST OF SELLER'S KNOWLEDGE.

 206. Property located at 8025 Imperial Court N Grant
207. K. CEMETERY ACT:

 208. MN Statute 307.08 prohibits any damage or illegal molestation of human remains, burials or cemeteries. A person
 209. who intentionally, willfully and knowingly destroys, mutilates, injures, disturbs or removes human skeletal remains
 210. or human burial grounds is guilty of a felony.

211. To your knowledge, are you aware of any human remains, burials or cemeteries located

 212. on the property? ☐ Yes ☒ No

213. If "Yes," please explain: _____

 214. _____
 215. All unidentified human remains or burials found outside of platted, recorded or identified cemeteries and in
 216. contexts which indicate antiquity greater than 50 years shall be dealt with according to the provisions of MN
 217. Statute 307.08, Subd. 7.

218. L. ENVIRONMENTAL CONCERNS:

 219. To your knowledge, have any of the following environmental concerns previously existed or do they currently exist
 220. on the property?

221. Animal/Insect/Pest Infestations?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Lead? (e.g., paint, plumbing)	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
222. Asbestos?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Mold?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
223. Diseased trees?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Radon?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
224. Formaldehyde?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Soil problems?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
225. Hazardous wastes/substances?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Underground storage tanks?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
226. Other? _____	<input type="checkbox"/> Yes	<input type="checkbox"/> No			

 227. Are you aware if there are currently, or have previously been, any orders issued on the property by any governmental
 228. authority ordering the remediation of a public health nuisance on the property? ☐ Yes ☒ No

 229. If answer above is "Yes," seller certifies that all orders ☐ HAVE ☐ HAVE NOT been vacated.
 (Check one)

230. Give details to any question answered "Yes": _____

231. _____

232. _____

233. _____

234. _____

235. M. OTHER DEFECTS/MATERIAL FACTS:

 236. Are you aware of any other material facts that could adversely and significantly affect an ordinary buyer's use or
 237. enjoyment of the property or any intended use of the property? ☐ Yes ☒ No

238. If "Yes," explain below: _____

239. _____

240. _____

241. _____

242. _____

243. _____

245. THE INFORMATION DISCLOSED IS GIVEN TO THE BEST OF SELLER'S KNOWLEDGE.

246. Property located at 8025 Imperial Court N

Grant

247. **N. WATER INTRUSION AND MOLD GROWTH:** Recent studies have shown that various forms of water intrusion
248. affect many homes. Water intrusion may occur from exterior moisture entering the home and/or interior moisture
249. leaving the home.

250. Examples of exterior moisture sources may be

- 251. • improper flashing around windows and doors,
- 252. • improper grading,
- 253. • flooding,
- 254. • roof leaks.

255. Examples of interior moisture sources may be

- 256. • plumbing leaks,
- 257. • condensation (caused by indoor humidity that is too high or surfaces that are too cold),
- 258. • overflow from tubs, sinks or toilets,
- 259. • firewood stored indoors,
- 260. • humidifier use,
- 261. • inadequate venting of kitchen and bath humidity,
- 262. • improper venting of clothes dryer exhaust outdoors (including electrical dryers),
- 263. • line-drying laundry indoors,
- 264. • houseplants—watering them can generate large amounts of moisture.

265. In addition to the possible structural damage water intrusion may do to the property, water intrusion may also result
266. in the growth of mold, mildew and other fungi. Mold growth may also cause structural damage to the property.
267. Therefore, it is very important to detect and remediate water intrusion problems.

268. Fungi are present everywhere in our environment, both indoors and outdoors. Many molds are beneficial to
269. humans. However, molds have the ability to produce mycotoxins that may have a potential to cause serious health
270. problems, particularly in some immunocompromised individuals and people who have asthma or allergies to
271. mold.

272. To complicate matters, mold growth is often difficult to detect, as it frequently grows within the wall structure. If you
273. have a concern about water intrusion or the resulting mold/mildew/fungi growth, you may want to consider having the
274. property inspected for moisture problems before entering into a purchase agreement or as a condition of your
275. purchase agreement. Such an analysis is particularly advisable if you observe staining or musty odors on the
276. property.

277. For additional information about water intrusion, indoor air quality, moisture or mold issues, please view the
278. Minnesota Association of REALTORS® Desktop Reference Guide at www.mnrealtor.com.

279. **O. NOTICE REGARDING PREDATORY OFFENDER INFORMATION:** Information regarding the predatory
280. offender registry and persons registered with the predatory offender registry under MN Statute 243.166
281. may be obtained by contacting the local law enforcement offices in the community where the property
282. is located or the Minnesota Department of Corrections at (651) 361-7200, or from the Department of
283. Corrections web site at www.corr.state.mn.us.

284. **P. ADDITIONAL COMMENTS:**

285. _____
286. _____
287. _____
288. _____
289. _____

290. THE INFORMATION DISCLOSED IS GIVEN TO THE BEST OF SELLER'S KNOWLEDGE.

292. Property located at 8025 Imperial Court N Grant

293. Q. MN STATUTES 513.52 THROUGH 513.60:

294. Exceptions

295. The seller disclosure requirements of MN Statutes 513.52 through 513.60 **DO NOT** apply to

- 296. (1) real property that is not residential real property;
- 297. (2) a gratuitous transfer;
- 298. (3) a transfer pursuant to a court order;
- 299. (4) a transfer to a government or governmental agency;
- 300. (5) a transfer by foreclosure or deed in lieu of foreclosure;
- 301. (6) a transfer to heirs or devisees of a decedent;
- 302. (7) a transfer from a cotenant to one or more other co-tenants;
- 303. (8) a transfer made to a spouse, parent, grandparent, child or grandchild of Seller;
- 304. (9) a transfer between spouses resulting from a decree of marriage dissolution or from a property agreement incidental to that decree;
- 305. (10) a transfer of newly constructed residential property that has not been inhabited;
- 306. (11) an option to purchase a unit in a common interest community, until exercised;
- 307. (12) a transfer to a person who controls or is controlled by the grantor as those terms are defined with respect to a declarant under section 515B.1-103, clause (2);
- 308. (13) a transfer to a tenant who is in possession of the residential real property; or
- 309. (14) a transfer of special declarant rights under section 515B.3-104.

312. Waiver

313. The written disclosure required under sections 513.52 to 513.60 may be waived if Seller and the prospective
314. Buyer agree in writing. Waiver of the disclosure required under sections 513.52 to 513.60 does not waive, limit or
315. abridge any obligation for seller disclosure created by any other law.

316. No Duty to Disclose

317. A. There is no duty to disclose the fact that the property
- 318. (1) is or was occupied by an owner or occupant who is or was suspected to be infected with Human
 - 319. Immunodeficiency Virus or diagnosed with Acquired Immunodeficiency Syndrome;
 - 320. (2) was the site of a suicide, accidental death, natural death or perceived paranormal activity; or
 - 321. (3) is located in a neighborhood containing any adult family home, community-based residential facility or
 - 322. nursing home.

323. B. **Predatory Offenders.** There is no duty to disclose information regarding an offender who is required to
324. register under MN Statute 243.166 or about whom notification is made under that section, if Seller, in a timely
325. manner, provides a written notice that information about the predatory offender registry and persons registered
326. with the registry may be obtained by contacting the local law enforcement agency where the property is
327. located or the Department of Corrections.

328. C. The provisions in paragraphs A and B do not create a duty to disclose any facts described in paragraphs A
329. and B for property that is not residential property.

330. D. Inspections.

- 331. (i) Except as provided in paragraph (ii), Seller is not required to disclose information relating to the real
- 332. property if a written report that discloses the information has been prepared by a qualified third party
- 333. and provided to the prospective buyer. For purposes of this paragraph, "qualified third party" means a
- 334. federal, state or local governmental agency, or any person whom Seller or prospective buyer reasonably
- 335. believes has the expertise necessary to meet the industry standards of practice for the type of inspection
- 336. or investigation that has been conducted by the third party in order to prepare the written report.
- 337. (ii) Seller shall disclose to the prospective buyer material facts known by Seller that contradict any information
- 338. included in a written report under paragraph (i) if a copy of the report is provided to Seller.

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340. **THE INFORMATION DISCLOSED IS GIVEN TO THE BEST OF SELLER'S KNOWLEDGE.**

341. Property located at 8025 Imperial Court N Grant

342. **R. SELLER'S STATEMENT:**

343. *(To be signed at time of listing.)*

344. Seller(s) hereby states the material facts as stated above are true and accurate and authorizes any licensee(s)
345. representing or assisting any party(ies) in this transaction to provide a copy of this Disclosure to any person or
346. entity in connection with any actual or anticipated sale of the property.

347. Sam M. Fael 20 Feb 13
(Seller) (Date) (Seller) (Date)

348. **S. BUYER'S ACKNOWLEDGEMENT:**

349. *(To be signed at time of purchase agreement.)*

350. I/We, the Buyer(s) of the property, acknowledge receipt of this Seller's Property Disclosure Statement and agree
351. that no representations regarding material facts have been made other than those made above.

352. _____
(Buyer) (Date) (Buyer) (Date)

353. **T. SELLER'S ACKNOWLEDGMENT** *(To be signed at time of purchase agreement.):* Seller is obligated to continue
354. to notify Buyer, in writing, of any facts which differ from the facts disclosed herein (new or changed) of which Seller
355. is aware that could adversely and significantly affect the Buyer's use or enjoyment of the property or any intended
356. use of the property that occur up to the time of closing.

357. **AS OF THE DATE BELOW**, I/we, the Seller(s) of the property, state that the material facts stated above are the
358. same, **except for changes and/or new disclosures as indicated below, which have been signed and dated.**

359. _____
360. _____
361. _____
362. _____
363. _____
364. _____
365. _____
366. _____

367. Sam M. Fael 20 Feb 13
(Seller) (Date) (Seller) (Date)

368. **LISTING BROKER AND LICENSEES MAKE NO REPRESENTATIONS AND ARE**
369. **NOT RESPONSIBLE FOR ANY CONDITIONS EXISTING ON THE PROPERTY.**

MN.SPDS-9 (8/12)



SUBSURFACE SEWAGE TREATMENT SYSTEM DISCLOSURE STATEMENT

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1. Date 2-25-13
2. Page 1 3 of pages: THE REQUIRED MAP IS
3. ATTACHED HERETO AND MADE A PART HEREOF

4. Property located at 8025 Imperial Court N in the City of Grant
5. County of Washington State of Minnesota, legally described as follows or on
6. attached sheet (the "Property") _____

7. _____
8. This disclosure is not a warranty of any kind by Seller(s) or any licensee(s) representing or assisting any party(ies) in
9. this transaction, and is not a substitute for any inspections or warranties the party(ies) may wish to obtain.

10. **BUYER(S) AND SELLER(S) MAY WISH TO OBTAIN PROFESSIONAL ADVICE AND/OR INSPECTIONS OF THE**
11. **SUBSURFACE SEWAGE TREATMENT SYSTEM AND TO PROVIDE FOR APPROPRIATE PROVISIONS IN A**
12. **CONTRACT BETWEEN BUYER(S) AND SELLER(S) WITH RESPECT TO ANY ADVICE/INSPECTION/DEFECTS.**

13. **SELLER'S INFORMATION:** The following Seller disclosure satisfies MN Statutes Chapter 115.55. Seller discloses
14. the following information with the knowledge that even though this is not a warranty, prospective Buyers may rely on
15. this information in deciding whether and on what terms to purchase the Property. The Seller(s) authorizes any
16. licensee(s) representing or assisting any party(ies) in this transaction to provide a copy of this statement to any person
17. or entity in connection with any actual or anticipated sale of the Property.

18. Unless Buyer and Seller agree to the contrary in writing before the closing of the sale, a Seller who fails to disclose
19. the existence or known status of a subsurface sewage treatment system at the time of sale, and who knew or had
20. reason to know of the existence or known status of the system, is liable to Buyer for costs relating to bringing the
21. system into compliance with subsurface sewage treatment system rules and for reasonable attorney fees for collection
22. of costs from Seller. An action under this subdivision must be commenced within two years after the date on which
23. Buyer closed the purchase of the real property where the system is located.

24. Legal requirements exist relating to various aspects of location and status of subsurface sewage treatment systems.
25. Buyer is advised to contact the local unit(s) of government, state agency or qualified professional which regulates
26. subsurface sewage treatment systems for further information about these issues.

27. The following are representations made by Seller(s) to the extent of Seller(s) actual knowledge. This information is a
28. disclosure and is not intended to be part of any contract between Buyer and Seller

29. **SUBSURFACE SEWAGE TREATMENT SYSTEM DISCLOSURE:**

30. *(Check the appropriate box.)*

31. ☐ Seller certifies that Seller does not know of any subsurface sewage treatment system on or serving the above-
32. described real property *(If this option is checked, then skip to the last line and sign and date this Statement.)*

33. ☒ Seller certifies that the following subsurface sewage treatment system is on or serving the above-described
34. Property.

35. Is the subsurface sewage treatment system(s) currently in use? ☒ Yes ☐ No

36. **TYPE:** *(Check appropriate box(es) and indicate location on attached MAP.)*

37. ☒ Septic Tank: ☒ with drain field ☐ with mound system ☐ seepage tank ☐ with open end

38. Is this system a straight-pipe system? ☐ Yes ☐ No ☐ Unknown

39. ☐ Sealed System (holding tank)

40. ☐ Other (Describe): _____

41. **NOTE:** **If any water use appliance, bedroom or bathroom has been added to the Property, the system may**
42. **no longer comply with applicable sewage treatment system laws and rules.**

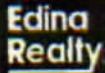
43. **ORIGINAL COPY TO LISTING BROKER; COPIES TO SELLER, BUYER, SELLING BROKER.**

**SUBSURFACE SEWAGE TREATMENT
SYSTEM DISCLOSURE STATEMENT**

44. Page 2

45. Property located at 8025 Imperial Court N Grant
46. Seller or transferor shall disclose to Buyer or transferee what Seller or transferor has knowledge of relative to the
47. compliance status of the subsurface sewage treatment system. _____
48. _____
49. _____
50. Any previous inspection report in Seller's possession must be attached to this Disclosure Statement.
51. When was the subsurface sewage treatment system installed? 1992
52. Installer Name/Phone _____
53. Where is tank located? _____
54. What is tank size? _____
55. When was tank last pumped? 20
56. How often is tank pumped? q 2yr
57. Where is the drain field located? N of house
58. What is the drain field size? _____
59. Describe work performed to the subsurface sewage treatment system since you have owned the Property.
60. pumped q 2yrs
61. _____
62. Date work performed/by whom: _____
63. _____
64. Is subsurface sewage treatment system entirely within Property boundary lines, including set back
65. requirements? yes Is the system shared? no How many units on system? _____ Annual Fee? 0
66. Comments: _____
67. _____
68. On this Property: _____
69. _____
70. Approximate number of:
71. people using the subsurface sewage treatment system 3
72. showers/baths taken per week 15
73. wash loads per week 5
74. Distance between well and subsurface sewage treatment system? _____
75. Have you received any notices from any government agencies relating to the subsurface sewage treatment system?
76. (If "Yes", see attached notice.) ☐ Yes ☐ No
77. Are there any known defects in the subsurface sewage treatment system? ☐ Yes ☒ No
78. If "Yes", please explain: _____
79. _____
80. _____

81. **ORIGINAL COPY TO LISTING BROKER; COPIES TO SELLER, BUYER, SELLING BROKER.**



**SUBSURFACE SEWAGE TREATMENT
SYSTEM DISCLOSURE STATEMENT**

82. Page 3

83. Property located at 8025 Imperial Court E Orank

84. **SELLER'S STATEMENT:**

85. *(To be signed at time of listing.)*

86. I/We, Seller(s) of the Property acknowledge the above subsurface sewage treatment system disclosure and MAP
87. and authorize listing broker to disclose this information to prospective buyers.

88. *[Signature] 21 Feb 13
(Seller) (Date) (Seller) (Date)

89. **BUYER'S ACKNOWLEDGMENT:**

90. *(To be signed at time of purchase agreement.)*

91. I/We, the Buyer(s) of the Property acknowledge receipt of this Subsurface Sewage Treatment System Disclosure
92. Statement and MAP and agree that no representation regarding the condition of the subsurface sewage treatment
93. system have been made, other than those made above.

94. **LISTING BROKER AND LICENSEES MAKE NO REPRESENTATIONS AND ARE NOT RESPONSIBLE FOR ANY**
95. **CONDITIONS EXISTING IN THE SUBSURFACE SEWAGE TREATMENT SYSTEM.**

96. _____
(Buyer) (Date) (Buyer) (Date)

97. **SELLER'S ACKNOWLEDGMENT:**

98. *(To be signed at time of purchase agreement.)*

99. AS OF THE DATE OF THE ACCEPTANCE OF THE PURCHASE AGREEMENT, I/We, the Seller(s) of the above
100. Property, agree that the condition of the subsurface sewage treatment system is the same as noted above, except for
101. changes as indicated below which have been signed and dated.

102. _____
103. _____
104. _____
105. _____
106. _____
107. _____
108. _____
109. _____
110. _____
111. _____
112. _____
113. _____

114. _____
(Seller) (Date) (Seller) (Date)

115. **ORIGINAL COPY TO LISTING BROKER; COPIES TO SELLER, BUYER, SELLING BROKER.**

WELL DISCLOSURE STATEMENT

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1. Date 2-25-13
2. Page 1 of 3 pages: THE REQUIRED MAP IS
3. ATTACHED HERETO AND MADE A PART HEREOF.

4. Minnesota Statute 103I.235 requires that, before signing an agreement to sell or transfer real property, Seller must
5. disclose information in writing to Buyer about the status and location of all known wells on the property. This requirement
6. is satisfied by delivering to Buyer either a statement by Seller that Seller does not know of any wells on the property,
7. or a disclosure statement indicating the legal description and county, and a map showing the location of each well. In
8. the disclosure statement Seller must indicate, for each well, whether the well is in use, not in use or sealed.

9. Unless Buyer and Seller agree to the contrary in writing, before the closing of the sale, a Seller who fails to disclose
10. the existence or known status of a well at the time of sale, and knew or had reason to know of the existence or known
11. status of the well, is liable to Buyer for costs relating to sealing of the well and reasonable attorneys' fees for collection
12. of costs from Seller, if the action is commenced within six years after the date Buyer closed the purchase of the real
13. property where the well is located.

14. Legal requirements exist relating to various aspects of location and status of wells. Buyer is advised to contact the
15. local unit(s) of government, state agency or qualified professional which regulates wells for further information about
16. these issues.

17. Instructions for completion of this form are on the reverse side.

18. PROPERTY DESCRIPTION: Street Address: 8025 Imperial Court N
19. Grant 55082 Washington
(City) (Zip) (County)

20. LEGAL DESCRIPTION: _____
21. _____
22. _____
23. _____
24. _____
25. _____

26. **WELL DISCLOSURE STATEMENT:**

27. (Check appropriate box.)

28. ☐ Seller certifies that Seller does not know of any wells on the above described real property.
29. (If this option is checked, then skip to the last line and sign and date this Statement.)

30. ☒ Seller certifies that the following wells are located on the above described real property.

	MN Unique Well No.	Well Depth	Year of Const.	Well Type	IN USE	NOT IN USE	SEALED
33. Well 1			<u>1992</u>		<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
34. Well 2					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
35. Well 3					<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

36. **NOTE:** See definition of terms "IN USE," "NOT IN USE," and "SEALED" on lines 89-100. If a well is not in use,
37. it must be sealed by a licensed well contractor or a well owner must obtain a maintenance permit
38. from the Minnesota Department of Health and pay an annual maintenance fee. Maintenance
39. permits are not transferable. If a well is operable and properly maintained, a maintenance permit
40. is not required.

41. ORIGINAL COPY TO LISTING BROKER; COPIES TO SELLER, BUYER, SELLING BROKER.

43. Property located at 8025 Imperial Court N Grant

44. **OTHER WELL INFORMATION:**

45. Date well water last tested for contaminants: _____ Test results attached? ☐ Yes ☐ No

46. Comments: _____

47. _____

48. _____

49. _____

50. _____

51. _____

52. _____

53. Contaminated Well: Is there a well on the property containing contaminated water? ☐ Yes ☒ No

54. **SEALED WELL INFORMATION:** For each well designated as sealed above, complete this section.

55. When was the well sealed? _____

56. Who sealed the well? _____

57. Was a Sealed Well Report filed with the Minnesota Department of Health? ☐ Yes ☐ No

58. **MAP:** Complete the attached MAP showing the location of each well on the real property.

59. This disclosure is not a warranty of any kind by Seller(s) or any licensee(s) representing or assisting any part(ies) in this transaction and is not a substitute for any inspections or warranties the party(ies) may wish to obtain.

61. **CERTIFICATION BY SELLER:** I certify that the information provided above is accurate and complete to the best of my knowledge.

63.  2/20/13 _____
(Seller or Designated Representative) (Date) (Seller or Designated Representative) (Date)

64. **BUYER'S ACKNOWLEDGEMENT:**

65. _____ (Buyer) _____ (Date) _____ (Buyer) _____ (Date)

66. **ORIGINAL COPY TO LISTING BROKER; COPIES TO SELLER, BUYER, SELLING BROKER.**

INSTRUCTIONS FOR COMPLETING THE WELL DISCLOSURE STATEMENT

68. **DEFINITION:** A "well" means an excavation that is drilled, cored, bored, washed, driven, dug, jetted or otherwise constructed if the excavation is intended for the location, diversion, artificial recharge or acquisition of groundwater.
69. **MINNESOTA UNIQUE WELL NUMBER:** All new wells constructed AFTER January 1, 1975, should have been assigned a Minnesota unique well number by the person constructing the well. If the well was constructed after this date, you should have the unique well number in your property records. If you are unable to locate your unique well number and the well was constructed AFTER January 1, 1975, contact your well contractor. If no unique well number is available, please indicate the depth and year of construction for each well.
70. **WELL TYPE:** Use one of the following terms to describe the well type
71. **WATER WELL:** A water well is any type of well used to extract groundwater for private or public use. Examples of water wells are: domestic wells, drive-point wells, dug wells, remedial wells and municipal wells.
72. **IRRIGATION WELL:** An irrigation well is a well used to irrigate agricultural lands. These are typically large-diameter wells connected to a large pressure distribution system.
73. **MONITORING WELL:** A monitoring well is a well used to monitor groundwater contamination. The well is typically used to access groundwater for the extraction of samples.
74. **DEWATERING WELL:** A dewatering well is a well used to lower groundwater levels to allow for construction or use of underground spaces.
75. **INDUSTRIAL/COMMERCIAL WELL:** An industrial/commercial well is a nonpotable well used to extract groundwater for any nonpotable use, including groundwater thermal exchange wells (heat pumps and heat loops).
76. **WELL USE STATUS:** Indicate the use status of each well. CHECK ONLY ONE (1) BOX PER WELL.
77. **IN USE:** A well is "in use" if the well is operated on a daily, regular or seasonal basis. A well in use includes a well that operates for the purpose of irrigation, fire protection or emergency pumping.
78. **NOT IN USE:** A well is "not in use" if the well does not meet the definition of "in use" above and has not been sealed by a licensed well contractor.
79. **SEALED:** A well is "sealed" if a licensed contractor has completely filled a well by pumping grout material throughout the entire bore hole after removal of any obstructions from the well. A well is "capped" if it has a metal or plastic cap or cover which is threaded, bolted or welded into the top of the well to prevent entry into the well. A "capped" well is not a "sealed" well.
80. If the well has been sealed by someone other than a licensed well contractor or a licensed well sealing contractor, check the well status as "not in use."
81. If you have any questions, please contact the Minnesota Department of Health, Well Management Section, at (651) 201-4587 (metropolitan Minneapolis-St. Paul) or 1-800-383-9808 (greater Minnesota).
82. **ORIGINAL COPY TO LISTING BROKER; COPIES TO SELLER, BUYER, SELLING BROKER.**

LOCATION MAP

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1. Page 1 of 1 pages

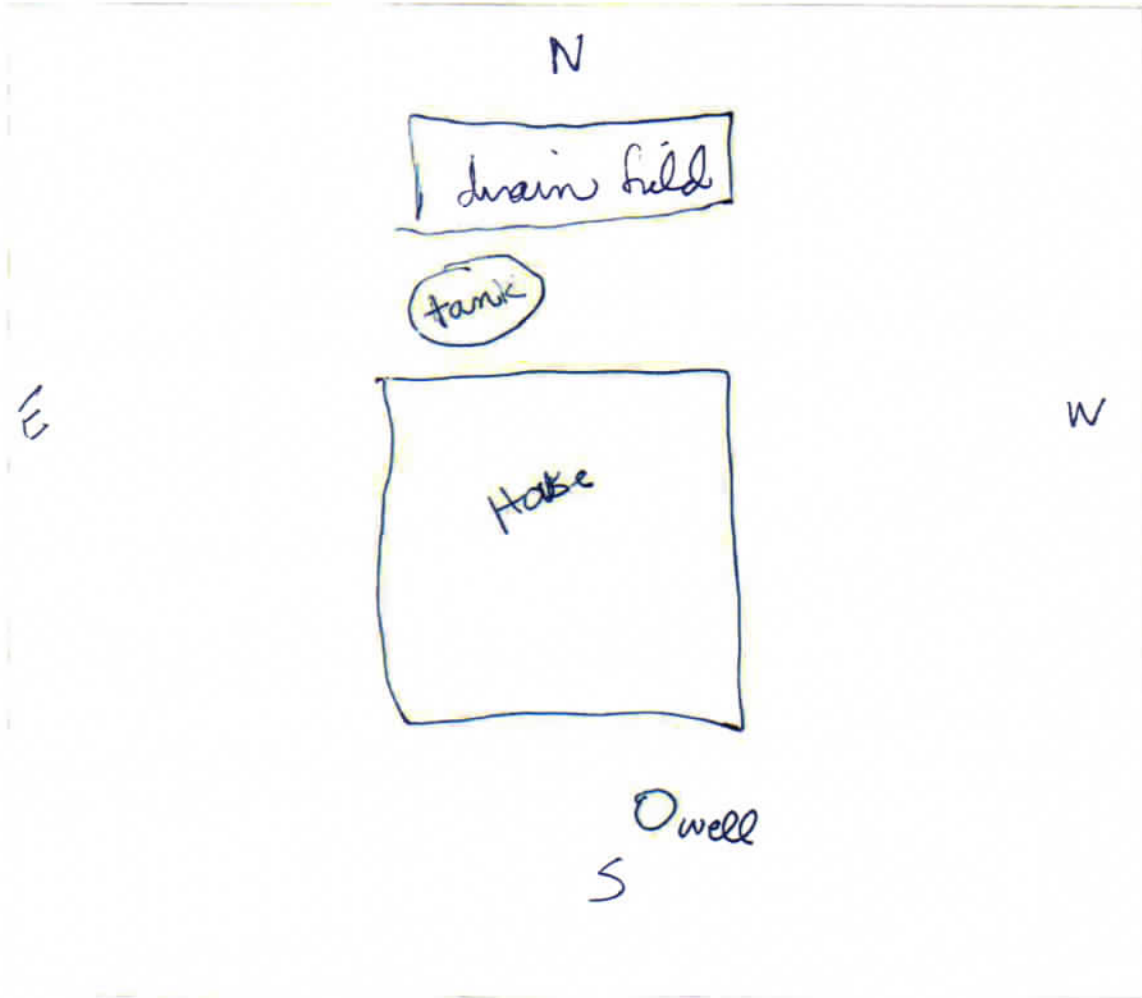
2. Please use the space below to sketch the real property being sold and, to Seller's knowledge, the approximate location of any of the following on the property.

4. ☒ SUBSURFACE SEWAGE TREATMENT SYSTEM ☒ WELL ☐ METHAMPHETAMINE PRODUCTION AREA
(Check all that apply)

5. Include approximate distances from fixed reference points such as streets, buildings and landmarks.

6. Property located at 8025 Imperial Court N

7. Grant MN 55082



8. ATTACH ADDITIONAL SHEETS AS NEEDED.

9. Seller and Buyer initial.

Sam 2/20/13 _____
(Seller) (Date) (Buyer) (Date)

10.

(Seller) (Date) (Buyer) (Date)

11.

ORIGINAL COPY TO LISTING BROKER; COPIES TO SELLER, BUYER, SELLING BROKER

MN-IM (8/09)

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