



# TALLAHASSEE BOARD OF REALTORS®, INC. SELLER'S PROPERTY DISCLOSURE STATEMENT



(REVISED SEPTEMBER 2009)  
(IT IS SUGGESTED THAT COPIES OF THIS DISCLOSURE BE AVAILABLE AT THE PROPERTY)

SELLER: Emrah Altun and Julie E. Altun

Property Address: 4870 Heritage Park Blvd.; Tallahassee, FL 32311

Date Property Purchased 7/26/2002

Year Built 2002

**NOTICE TO SELLER:** Every SELLER is obligated to disclose to a BUYER all known facts that materially and/or adversely affect the value of the property being sold. This disclosure statement is intended to assist SELLER in complying with disclosure requirements and to assist BUYER in evaluating the property being considered. The listing broker, the selling broker and their respective salespersons will also rely upon this information when they evaluate, market and present SELLER'S property to prospective BUYERS.

**NOTICE TO BUYER:** This is a disclosure of SELLER'S knowledge of the condition of the property as of the date signed by the SELLER and is not a substitute for any inspections that BUYER may wish to obtain. It is not a warranty of any kind by SELLER or a warranty or representation by the listing broker, the selling broker, or their salespersons.

**IF THIS PROPERTY IS UNIMPROVED, COMPLETE SECTIONS 15 TO 20 ONLY.**

**When explanations are needed please give details such as location, extent, date, and name of repair persons. Use extra sheets if necessary.**

### 1. OCCUPANCY

- (a) Does SELLER currently occupy this property?  Yes  No
- (b) If not, when did SELLER vacate property? \_\_\_\_\_
- (c) If property is vacant, provide date it was vacated. \_\_\_\_\_
- (d) Is the property tenant occupied?  Yes  No
- (e) If "Yes," is there a written lease?  Yes  No
- (f) Length of lease \_\_\_\_\_ Date lease ends: \_\_\_\_\_
- (g) Payment due under lease \_\_\_\_\_

### 2. STRUCTURAL ITEMS

- (a) Name of Contractor or Builder who built home, if known Tradeau Builders
- (b) Are you aware of any past or present movement, shifting, deterioration, structural damage or other problems with walls or foundations?  Yes  No
- (c) Are you aware of any past or present cracks or flaws in the walls, foundation or other parts of property?  Yes  No
- (d) Are you aware of any past or present water leakage or intrusion in the property?  Yes  No
- (e) Are you aware of any past or present problems with driveways, walkways, patios, or retaining walls?  Yes  No
- (f) Have there been any repairs or other efforts to control the cause or effect of any problem described above?  Yes  No
- (g) Has there ever been a fire in this property?  Yes  No  Unknown
- (h) Are you aware of any problems with the fireplace?  Yes  No

If any of your answers are "Yes," explain in detail: \_\_\_\_\_

### 3. ADDITIONS / REMODELING

- (a) Have you made any additions, structural changes, or other alterations to the property?  Yes  No
- (b) If "Yes," explain: \_\_\_\_\_
- (c) If "Yes," did you obtain all necessary permits?  Yes  No Was all the work in compliance with building codes?  Yes  No  
If your answer is "No," explain: \_\_\_\_\_
- (d) Did the previous owners make any additions, structural changes, or other alterations to the property that you are aware of?  Yes  No  Unknown N/A
- (e) If "Yes," explain: \_\_\_\_\_
- (f) Please provide the name of any Contractor or individual who did any additions, structural changes or other alterations to the property, if known. \_\_\_\_\_

**4. ROOF**

- (a) Year roof put on 2002
- (b) Has the roof ever leaked during your ownership?  Yes  No
- (c) Has the roof been replaced or repaired during your ownership?  Yes  No  
If "Yes," provide name of Contractor or individual who did the work and details of replacement/repair \_\_\_\_\_
- (d) Do you know of any problems with the roof or gutters?  Yes  No  
If any of your answers are "Yes," explain in detail: \_\_\_\_\_

**5. SIDING**

- (a) Exterior siding material(s)  
 Brick       Wood       Vinyl       Stucco       Synthetic Stucco  
 Manufactured Siding       Other \_\_\_\_\_       Unknown
- (b) If manufactured siding, provide name of manufacturer, if known \_\_\_\_\_
- (c) Do you know of any problems/defects with the siding?  Yes  No
- (d) Have you filed any claims with manufacturers in regards to the siding?  Yes  No  
If any of your answers are "Yes," explain in detail: \_\_\_\_\_

**6. WINDOWS/DOORS/LOCKS**

- (a) Are the windows insulated glass?  Yes  No
- (b) If "Yes," are there any fogged windows?  Yes  No  Unknown  
If "Yes," which ones \_\_\_\_\_
- (c) Are any windows broken or cracked?  Yes  No  Unknown
- (d) Do all operable windows open, stay open, close and lock properly?  Yes  No  Unknown
- (e) Are any screens missing or damaged?  Yes  No  Unknown  
If "Yes," which ones Screened Porch
- (f) Do all doors operate properly?  Yes  No If no, explain in detail: \_\_\_\_\_
- (g) Do you have keys to all door locks?  Yes  No If no, explain: \_\_\_\_\_

**7. HEATING AND AIR CONDITIONING**

- (a) Air Conditioning:  Central Electric     Natural Gas     Window Units    Number units included in sale 1
- (b) Heating:  Central Electric     Central Electric Heat Pump     Fuel Oil     Natural Gas     Other \_\_\_\_\_  
Provide age if known 7 years
- Are you aware of any problems regarding these items?  Yes  No
- Have there been any repairs/replacement of these units during your ownership?  Yes  No
- If "Yes," explain in detail: \_\_\_\_\_

**8. ELECTRICAL SYSTEM**

- (a) Are you aware of any problems with the electrical system?  Yes  No
- (b) Who supplies electrical service:  City of Tallahassee  Talquin  Other \_\_\_\_\_
- (c) Average utility bill? \$ 250 month
- (d) Number of people living in property 2-3

Comments: \_\_\_\_\_

**9. PLUMBING**

- (a) Are you aware of any problems with the plumbing system?  Yes  No
- (b) Are you aware of any polybutelene pipes?  Yes  No
- (c) Are you aware of any leaks, back-ups, water, and sewer/septic tank problems?  Yes  No
- (d) What is your water supply source:  Public  Community Well  Well on Property
- (e) If your water is from a well, have there ever been repairs/replacements to the well or pump?  Yes  No  Unknown N/A
- (f) Has the well water ever been tested?  Yes  No  Unknown Test Results: N/A
- (g) Do you have a water conditioning system?  Yes  No If "Yes," is the system  Owned  Leased
- (h) What is the type of sewage system do you have?  Public  Community Sewer  Septic Tank(s) How Many \_\_\_\_\_  
Location(s) \_\_\_\_\_ When was septic tank last pumped? \_\_\_\_\_  
During your ownership have there been any septic system problems?  Yes  No
- (i) Does your utility bill contain a fee for sewer?  Yes  No  
If yes, it is the responsibility of the BUYER to contact the utility department to determine if a sewer is currently in use or if the sewer fee is for availability of sewer for future usage.
- (j) If on a septic tank, is sewer service available to your property?  Yes  No  Unknown  
If yes, it is the responsibility of the BUYER to contact the local Health Department regarding continued use of a septic system.
- (k) Type of water heater?  Gas  Electric  Solar Number of Water Heaters? \_\_\_\_\_ Number of gallons? \_\_\_\_\_  
Is it on a timer?  Yes  No Age of water heater(s) 7

If any of your answers are "Yes," explain in detail: \_\_\_\_\_

**10. COSMETIC DEFECTS**

- (a) Are you aware of any cosmetic defects?  Yes  No If yes, please describe: \_\_\_\_\_

**11. EQUIPMENT AND APPLIANCES INCLUDED IN SALE (Subject to final negotiated contract)**

Mark the items included in the sale of your property:

- |   |  |  |   |
|---|--|--|---|
| <input type="checkbox"/> Above Ground Pool                                | <input type="checkbox"/> Generator                       | <input checked="" type="checkbox"/> Refrigerator <input checked="" type="checkbox"/> with Icemaker | <input type="checkbox"/> Water Softener/Purifier            |
| <input checked="" type="checkbox"/> Ceiling Fans - all                    | <input type="checkbox"/> Ice Maker - Stand Alone         | <input type="checkbox"/> Satellite System  | <input checked="" type="checkbox"/> Window Treatments - all |
| <input type="checkbox"/> Central Vacuum and Attachments                   | <input type="checkbox"/> Intercom                        | <input type="checkbox"/> Security System - owned   | <input type="checkbox"/> Window/Wall AC                     |
| <input checked="" type="checkbox"/> Dishwasher                            | <input checked="" type="checkbox"/> Light Fixtures - all | <input type="checkbox"/> Spa or Hot Tub with Heater  | <input type="checkbox"/> _____                              |
| <input type="checkbox"/> Disposal   | <input checked="" type="checkbox"/> Microwave Oven       | <input checked="" type="checkbox"/> Sprinkler System   | <input type="checkbox"/> _____                              |
| <input type="checkbox"/> Dryer  | <input type="checkbox"/> Pool Equipment                  | <input type="checkbox"/> Storage Shed  | <input type="checkbox"/> _____                              |
| <input checked="" type="checkbox"/> Garage Door Opener and Transmitter(s) | <input type="checkbox"/> Pool Heater                     | <input type="checkbox"/> Trash Compactor   | <input type="checkbox"/> _____                              |
|   | <input checked="" type="checkbox"/> Range/Oven           | <input type="checkbox"/> Washer  | <input type="checkbox"/> _____                              |

- Oil/Propane Tanks  Owned  Leased, If leased, from whom \_\_\_\_\_ Cost \_\_\_\_\_
- Security System  Owned  Leased, If leased, from whom N/A Cost \_\_\_\_\_

If any of these items have been replaced during your ownership, which items and what year: N/A

If any of these items have any defects, explain in detail: N/A

~~POOL~~ N/A

**12. POOL / SPA / HOT TUB (Complete if applicable)**

- (a)  POOL year installed N/A  
 In ground:  gunnite  fiberglass  vinyl age of liner \_\_\_\_\_  
 Above ground
- (b) Pool heater:  none  gas  electric  solar
- (c) Pool pump: year installed \_\_\_\_\_ Filter type: \_\_\_\_\_ year installed \_\_\_\_\_
- (d) Is pool equipment included?  Yes  No  
 If "Yes," itemize: \_\_\_\_\_
- (e) Is there an automatic pool cleaner?  Yes  No If yes, manufacturer name \_\_\_\_\_
- (f)  SPA/HOTTUB year installed \_\_\_\_\_
- (g) Spa heater:  none  gas  electric  solar
- (h) Is Spa equipment included?  Yes  No  
 If "Yes," itemize: \_\_\_\_\_

If you are aware of any problems with any of the items above, please explain in detail: \_\_\_\_\_

**13. EXCLUSIONS/LEASED SYSTEMS**

- (a) Is there anything on or about the property excluded from the sale?  Yes  No  
 If "Yes," itemize Grill, Washer / Dryer, furniture
- (b) Are there any other leased systems that are not addressed elsewhere in the disclosure?  Yes  No  
 If "Yes," itemize: \_\_\_\_\_

**14. CRAWL SPACES AND BASEMENTS (Complete if applicable)**

- (a) Has there ever been any water leakage, accumulation of water or dampness in the basement or crawl space?  Yes  No
  - (b) Have there been any repairs or other attempts to control any water or dampness problems in the basement or crawlspace?  Yes  No
- If any of your answers are "Yes," explain in detail: \_\_\_\_\_

**15. WOOD DESTROYING ORGANISMS**

- (a) Have termites or any wood destroying insects affected the property during your ownership?  Yes  No
  - (b) Has wood rot affected the property during your ownership?  Yes  No
  - (c) Has there ever been any damage to the property caused by termites or wood destroying insects during your ownership?  Yes  No
  - (d) Has there ever been any damage to the property caused by wood rot during your ownership?  Yes  No
  - (e) Is the property currently under bond for a wood destroying insect from a licensed pest control company?  Yes  No  
 What type of bond? termite Bond? What company? Capeluto
  - (f) Do you know of any wood destroying organisms reports on the property in the last five years?  Yes  No
- If any of your answers are "Yes," explain in detail: \_\_\_\_\_

Initials: E.A.  
J.A.

**16. SOIL / DRAINAGE / BOUNDARIES**

- (a) Is there any fill or pipe clay on the property?  Yes  No  Unknown
- (b) Has there been any settling or earth movement on the property or in the immediate neighborhood?  Yes  No  Unknown
- (c) Is the property located in a flood hazard area?  Yes  No  Unknown  
Flood zone, if known: \_\_\_\_\_
- (d) Is flood insurance required by your lender?  Yes  No
- (e) Have there been any past or present drainage or flood problems affecting the property or adjacent properties?  Yes  No  Unknown
- (f) Are there any encroachments, boundary line disputes, or easements affecting the property?  Yes  No  Unknown
- (g) Are there any shared driveways, fences or joint use agreements?  Yes  No
- (h) Who owns any fences? N/A.
- (i) Are there any conservation easements or environmental restrictions?  Yes  No  Unknown

If any answers are "Yes," explain in detail: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**17. TOXIC SUBSTANCES**

- (a) Are you aware of any hazardous materials in, on or about the property? (Hazardous Materials may include but shall not be limited to: lead-based paint, asbestos materials, asbestos siding, radon, mold, and buried oil, fuel or other storage tanks)  Yes  No
- (b) Are you aware of the property ever being tested for radon, mold or any other toxic substances?  Yes  No

If any answers are "Yes," explain in detail: \_\_\_\_\_  
\_\_\_\_\_

**18. NEIGHBORHOOD**

- (a) Are you aware of any proposed change or condition in your neighborhood that could affect the value or desirability of the property?  Yes  No If "Yes," explain in detail: \_\_\_\_\_

- (b) Is this property subject to the Rooming House Ordinance?  Yes  No  Don't Know

**19A. HOMEOWNERS' ASSOCIATIONS**

For complete info, see www.piney2.com

If the property is part of an association, complete the following:

- (a) What is the annual fee? \$ 797.76 How is it paid? Non-Ad valorem property Tax  
 monthly  yearly  other
- (b) What does the annual fee cover? See annual budget at www.piney2.com
- (c) Are fees current?  Yes  No
- (d) Who is the contact person for the association? Karen Silverthorn / President Phone # (850) 508-3372
- (e) Are there any defects, damages, legal actions, conditions or assessments that may affect the association or its fees?  Yes  No
- (f) Are you aware if the property has any violations of the restrictive covenants?  Yes  No
- (g) If "Yes," explain in detail: At present CDD collects the HOA dues.

The Court has been asked to determine if this practice may continue.

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Initials: E.A.

J.A.

→ Also

Property manager - Lence Rogers - (850) 656-4007

**19B. HOMEOWNERS' ASSOCIATIONS / COMMUNITY DISCLOSURE**

IF THE DISCLOSURE SUMMARY REQUIRED BY SECTION 720.401 FLORIDA STATUTES, HAS NOT BEEN PROVIDED TO THE PROSPECTIVE PURCHASER BEFORE EXECUTING THIS CONTRACT FOR SALE, THIS CONTRACT IS VOIDABLE BY BUYER BY DELIVERING TO SELLER OR SELLER'S AGENT OR REPRESENTATIVE WRITTEN NOTICE OF THE BUYER'S INTENTION TO CANCEL WITHIN 3 DAYS AFTER RECEIPT OF THE DISCLOSURE SUMMARY OR PRIOR TO CLOSING, WHICHEVER OCCURS FIRST. ANY PURPORTED WAIVER OF THIS VOIDABILITY RIGHT HAS NO EFFECT. BUYER'S RIGHT TO VOID THIS CONTRACT SHALL TERMINATE AT CLOSING.

**DISCLOSURE SUMMARY**

Disclosure summary for Piney - 2 Plantation Community Development District and H.O.A.  
(NAME OF COMMUNITY)

1. As a purchaser of property in this community, you will be obligated to be a member of a homeowners' association.
2. There have been or will be recorded restrictive covenants governing the use and occupancy of properties in this community.
3. You will be obligated to pay assessments to the association. Assessments may be subject to periodic change. If applicable, the current amount is \$ 797.76 per year. You will also be obligated to pay any special assessments imposed by the association. Such special assessments may be subject to change. If applicable, the current amount is \$ none per \_\_\_\_\_.
4. You may be obligated to pay special assessments to the respective municipality, county, or special district. All assessments are subject to periodic change.
5. Your failure to pay special assessments or assessments levied by a mandatory homeowners' association could result in a lien on your property.
6. There may be an obligation to pay rent or land use fees for recreational or other commonly used facilities as an obligation of membership in the homeowners' association. If applicable, the current amount is \$ \_\_\_\_\_ per \_\_\_\_\_.
7. The developer may have the right to amend the restrictive covenants without the approval of the association membership or the approval of the parcel owners.  
*usage for renting the lodge; see www.piney2.com*
8. The statements contained in this disclosure form are only summary in nature, and, as a prospective purchaser, you should refer to the covenants and the association governing documents before purchasing property.
9. These documents are either matters of public record and can be obtained from the record office in the county where the property is located, or are not recorded and can be obtained from the developer.

**20. OTHER FEES AND RESTRICTIONS**

- (a) Are there any transfer fees?  Yes  No  Unknown  
If yes, to whom \_\_\_\_\_ Amount \$ \_\_\_\_\_
- (b) Is there an "enhancement" fee or any other type of fee upon resale?  Yes  No  Unknown  
If yes, what kind of fee \_\_\_\_\_ to whom \_\_\_\_\_ Amount \$ \_\_\_\_\_
- (c) Is there a CDD (Community Development District) fee attached to your property?  Yes  No  Unknown  
If yes, amount \$ 797.76/year how is it paid? non-ad valorem property tax
- (d) Are there any mandated re-sale fees or commissions to a 3rd party upon re-sale (i.e.: a developer, brokerage firm, etc.)  
 Yes  No  Unknown If yes, amount \$ \_\_\_\_\_ to whom? \_\_\_\_\_
- (e) Are there any special assessments or any other fees of any type?  Yes  No  
If yes, please explain nature of assessment/fee and amount At present, the CDD collects HOA dues. The Court has been asked to determine if this Prochie may continue.

Initials: E.A.  
J.A.

**21. OTHER MATTERS**

- (a) Does anyone have a first right of refusal to buy or an option to buy to this property?  Yes  No
- (b) Is there any existing or threatened legal action affecting the property?  Yes  No
- (c) Are you aware of any zoning violation, non-conforming use, set back violations, or proposed zoning or road changes?  Yes  No
- (d) Are you aware of any violations of local, state, or federal laws or regulations relating to this property?  Yes  No
- (e) Is there anything else you feel you should disclose to a prospective buyer that may materially and/or adversely affect the value or desirability of the property?  Yes  No
- (f) If "Yes," explain in detail: \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

The undersigned SELLER represents that the information set forth in the foregoing property disclosure statement is accurate and complete to the best of the SELLER'S knowledge on the date signed below. SELLER does not intend this property disclosure statement to be a warranty or guaranty of any kind. SELLER hereby authorizes Listing Broker to provide this information to prospective BUYERS and to other real estate brokers and other agents.

**SELLER understands and agrees that SELLER will immediately notify Listing Broker in writing if any information set forth in this property disclosure changes.**

Seller: *Emmett Alt* Date: 3/8/2010

Seller: *J. Alt* Date: 3/8/2010

**RECEIPT AND ACKNOWLEDGMENT BY BUYER**

BUYER hereby acknowledges receipt of a copy of this property disclosure. BUYER furthermore acknowledges BUYER has been in and upon subject property. BUYER is strongly advised to obtain property inspection(s) as provided for in the Deposit Receipt and Contract for Sale and Purchase. BUYER should select professionals with appropriate qualifications to conduct inspections. BUYER is advised that some properties may have siding materials (such as, but not limited to, Louisiana Pacific and Synthetic Stucco) that have failed the manufacturer's warranties and/or have been known to have defects, and that inspection is one way to identify this and determine what conditions these materials may be in. BUYER is aware that this property disclosure is not intended as a warranty or guaranty of any kind by SELLER. The Brokers and their Sales Associates do not warrant or guarantee the condition of the property and are in no way responsible for the condition of the property. BUYER understands that the property is being sold in its present condition unless otherwise agreed upon in the Deposit Receipt and Contract for Sale and Purchase. BUYER acknowledges no representations concerning the condition of the property are being relied upon by BUYER except as disclosed herein or in the Deposit Receipt and Contract for Sale and Purchase.

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

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