#### MISSISSIPPI REAL ESTATE COMMISSION

# **Property Condition Disclosure Statement (PCDS)**

The following is a Property Condition Disclosure Statement (PCDS) required by §89-1-501 through §89-1-527 of the Mississippi Code, made by the SELLER(S) concerning the condition of the RESIDENTIAL PROPERTY (1 TO 4 UNITS) located at: 3 Lem Stewart Rd Tylertown MS 39667

Lynthia Cutter Puilt:
Built: ADDRESS: SELLER(S): **Built:** Note to Buyer: If the structure was built before 1978, you are encouraged to investigate the possible presence of lead-based paint. IS A PCDS NECESSARY? - NO OCCUPANCY AND NO KNOWLEDGE Instructions to Seller(s): If no seller has occupied (lived in) the property, AND no seller has any knowledge of the property's condition. mark the two boxes below, sign in attestation of the truth of these representations, and leave the remainder of the PCDS blank. No Seller has occupied the property, AND \_ no Seller has any knowledge of the property's condition. IS A PCDS NECESSARY? – STATUTORY EXCLUSIONS The Property Condition Disclosure statutes require the seller of residential real property to cause a PCDS or a copy thereof to be delivered to a buyer prior to the signing by the buyer of an offer to purchase or a binding contract of sale unless there is a specific statutory exclusion to the contrary for the seller. The following is a "summary" of those transfers which are EXCLUDED (in part) from the requirement to provide a fully completed PCDS. A more thorough explanation is provided in §89-01-501(2) of the Mississippi Code. (Check all that apply, sign in attestation of the truth of this representation, and leave the remainder of the PCDS blank). Transfers pursuant to a court order, to include the following: Transfer by order of a probate court in the administration of an estate. Transfer pursuant to a writ of execution. Transfer by any foreclosure sale. Transfer by a Trustee in Bankruptcy. Transfer by an eminent domain proceeding. Transfer from a decree for specific performance. Transfer by a fiduciary in the administration of an estate, guardianship, conservatorship or trust. Transfers by a Mortgagor who is in default to the Mortgagee, to include the following: Transfer to a beneficiary of a deed of trust. Transfer by a foreclosure sale after default on a mortgage. Transfer by a mortgagee or a beneficiary following a foreclosure. Transfer by a deed in lieu of foreclosure. Other Transfers to include the following: Transfer of real property on which no dwelling is located. Transfer from one co-owner to one or more co-owners. Transfer to a spouse (including due to divorce/separation), or to a person in the lineal line of consanguinity. Transfer to or from any governmental entity.

#### **GENERAL INSTRUCTIONS**

This document is a disclosure of the condition of residential property known by the **SELLER** on the date this statement was completed, and it is based on the seller's actual knowledge of the property. It is **NOT a warranty of any kind** by the seller or any Real Estate Licensee participating in any capacity in this transaction and this PCDS is not a substitute for any inspection(s) or test(s). The buyer is encouraged to obtain their own independent professional inspections and environmental tests and is encouraged to check public records pertaining to the property. However, the buyer may rely on the information contained herein when deciding to negotiate the terms for the purchase of this residential real estate. This statement may be made available to other parties and is to be **signed and dated by the SELLER(S)**.

### Instructions to Seller(s):

- a. Complete this form yourself.
- b. Answer all questions based upon your actual (personal) knowledge of the residential property.
- c. Attach additional pages with your signature if additional space is required to describe the condition(s).
- d. If some items do not apply to your property, check "NA" (Not Applicable). If you do not know the answer to a question, you should check "UNK" (Unknown).

#### Note to Seller(s):

A knowingly false or incomplete statement by the seller on this form may subject the seller to claims by the buyer prior to or after the transfer of title. In the event a seller fails to perform the statutory duty to deliver a PCDS prior to the signing by the buyer of an offer to purchase or a binding contract of sale, the buyer will be allowed (upon the subsequent receipt of a PCDS or material amendment thereto) to terminate the contract (including a full return of earnest money) by delivery of a written notice of termination within three (3) days after in-person delivery of a PCDS (or material amendment thereto), or within five (5) days after delivery by deposit in the mail of a PCDS (or material amendment thereto).

#### Note to Buyer(s):

If the seller does not give you a completed PCDS before you make a written offer to purchase the property (or sign a contract to purchase), you may terminate any resulting contract without penalty to you as the buyer (your earnest money will be fully returned). To terminate the contract, you must deliver to the seller or the seller's agent a written notice of termination within three (3) days of your in-person receipt of a PCDS (or material amendment thereto) from the seller (or within five (5) days of the seller's depositing a PCDS (or material amendment thereto) in the mail to you).

#### SELLER'S STATEMENT OF PROPERTY'S CONDITION

The seller makes the representations on this PCDS based upon the seller's actual (personal) knowledge of the property for delivery to a prospective buyer of the residence. The following are representations made by the seller and are not the representations of any real estate licensee involved in the transaction.

#### I. GENERAL INFORMATION

1.	Does the seller currently have ownership of the residence?	2	7	Yes	Ш	No		Unk	NA
2.	Does the seller currently occupy the residence?		$\langle$	Yes		No		Unk	NA
3.	Are there certificates of occupancy related to the property?			Yes	Ш	No	X	Unk	NA
4.	Is the residence a condominium?			Yes	X	No		Unk	NA
5.	Is the residence a modular/mobile home on a permanent foundation?		╛	Yes	X	No		Unk	NA
6.	Was the residence built in conformity to approved building codes?	<u> </u>		Yes		No		Unk	NA
7.	What dates have the seller occupied the residence?	2012	۲,						
8.	What is the approximate square footage of the heated/cooled living area?	1900	)_	Sa	2 \	4			
9.	How or by whom was the heated/cooled square footage area determined?	Courses	_	0 1		-			

## II. ROOF

		11001			
1.	Are you aware whether	er all or any portion of the roof has been repaired or replaced?	Yes	No Unk	NA
	If Yes, please explain	here (attach additional pages if necessary).			
	ROOF W	as replaced about 5 year	LVS C	196	
	1,007			<u> </u>	
2.	To your knowledge, a	are there any written warranties presently in place for the	Yes	No 🔀 Unk [	NA
	roof? If Yes, please pr	rovide a copy.			_
3.	Are you aware of any	current leaks or defects with the roof such as structural	Yes	No Unk	
		backups, moisture issues, wind damage, or hail damage?		7).40 [6\m\ [	
	If Yes, please explain	here (attach additional pages if necessary).		······································	
4.	The roof is 5	years old.			
		III. UTILITIES, INTERNET, AND TELEVISION SERVICE	`Ee		
			,E3		
	Utilities	Service Provider (state NA if Not Applicable)		Average Monthl	y Bill
	Electricity			¥350	
	Natural Gas Water			NA.	
	Garbage Collection			NO	
	Propane				
	Solar Panels				-
	(other)				$\neg$
	If applicable, Propane	Tank is: Owned, Leased. If leased, the fee is \$		per: Month 🔲 , Yea	ar∐ .
1.	Is your drinking water	from a private well?	Yes 2	No Unk	NA
	a) If YES, has the water	er quality been tested for safety?	Yes	No Unk	NA
	If YES, please attac	th the Water Safety Report (if available).			
2.	The sewage system is	:: ☐ Public ☐ Private ☒ Septic ☐ Cesspool ☐ Tro	eatment [	Lift Dother	
	If an individual system	, provide:			
	Manufacturer Name:				
	Location on Property:	back vard			
	Is a sewage pump ins	talled?	Yes	No Nunk [	NA
	- 837	, has it been inspected by the proper state/county/	Yes	No Vunk	NA
	Health Department off		res [		_] INA
		, what is the date of the last servicing?			
		are allowed by the individual wastewater permit?			
2			My 「		7
J.	Is cable Television ava		Yes L	NoUnk _	NA
		service is available at the site? DSL Cable Fiber (	Optic Sa	atellite X Unk	NA
	If internet service is cu	rrently available, who is the provider?			

# IV. STRUCTURAL ITEMS & SOILS

1.	Are you aware of any settlement/heaving of soils, any collapsible or expansive soils or poorly compacted fill on the Property?	Yes No Unk NA
2.	Are you aware of any past or present movement, shifting, deterioration or other problems with the walls (interior or exterior) or the foundation of the Property?	Yes No Unk NA
3.	Are you aware of any tests to determine the composition/compaction of soil or the presence of any "expandable soils" being present on the Property?	Yes No Unk NA
4.	Are you aware of any foundation repairs made in the past?	Yes No Unk NA
	a) If YES, is there a written report?	Yes No Unk NA
	b) If YES, is there a warranty which can be transferred to the buyer?	Yes No Unk NA
5.	To your knowledge, are any foundation repairs currently needed?	Yes No Unk NA
6.	Except for "Cosmetic Upgrades" (carpet, paint, wallpaper) have you remodeled, made any additions, structural modifications, or other alterations or improvements to the property?	Yes No Unk NA
	a) If YES, please attach a detailed description of all work completed, the name completed the work and the completion date of the work.	of the building contractor who
7.	Were all necessary work PERMITS and approvals secured in compliance with local, city and county building codes?	Yes No Unk NA
	If Yes, please explain here (attach additional pages if necessary).	
8.	Are you aware if there has ever been damage to any portion of the (residence) structure.  Fire	cture because of the following:  Yes No Unk NA Yes No Unk NA ter Yes No Unk NA
	Are you aware of the presence of, or damage (repaired or unrepaired) caused by, termites or wood-destroying insects?	Yes No Unk NA
	If Yes, please explain here (attach additional pages if necessary).	
	Are you aware of the presence of animals or animal infestations on the property and/or in the residence?	Yes No Unk NA
	If Yes, please explain here (attach additional pages if necessary).	

or defects with any of the following?  Interior Walls	_
Fireplace	
Windows	Unk   NA
Doors/Door Trim Yes No Unk NA Rain Gutters Yes No	Unk I NA
	Unk NA
Celling   Yes   I No   Unk   INA Driveway   I Yes   I No	Unk NA
	Unk NA
Flooring Yes No Unk NA Irrigation Sys Yes No	Unk I NA
Sinks/Wet Bar Yes No Unk NA French Drain Yes No	Unk I NA
Shower Yes No Unk NA Patio Yes No	Unk NA
Sauna Yes No Unk NA Outdoor Fireplace Yes No	Unk NA
Jetted Bathtubs Yes No Unk NA Outdoor Kitchen Yes No	Unk INA
Lighting Yes No Unk NA Soffit(s)/Fascia(s) Yes No	∐ Unk ∐ NA
Ceiling Fans	Unk NA
Electrical Outlets Yes No Unk NA Garage Door Yes No	Unk NA
Locks Yes No Unk NA Yes No	Unk INA
	Unk NA
If Yes, please explain here (attach additional pages if necessary).	
V. LAND AND SITE DATA  1. Is there an engineer's survey of the Property available?  If Yes, please attach a copy of the survey and indicate by whom the survey was completed and the survey (attach additional pages if necessary).	
Easements	□ Unk □ NA

3.	Are you aware if any portion of the Property (including a part of the site) is currently located in a FEMA Designated Flood Hazard Zone?  a) If Yes, what is the flood zone classification of the Flood Hazard Zone?	_	Yes	No	Unk	NA
4.	Has the residence ever been flooded by rising water from the outside?		Yes			NA
5.	Is flood insurance currently required?  a) If Yes, please indicate the premium currently being paid and the date the the premium was last adjusted.  Date Paid		Yes		<b>U</b> nk	NA
6.	Are you aware if any portion of the Property (Site) is currently designated as located within a WETLANDS area and is subject to specific restrictive uses?	s being [	Yes	No	Unk	NA
7.		•	☐ Yes	No No	Unk	☐ NA
8.	Pipe Fittings	se of: Drainage densation ture Seep ing Pipes en Pipes r Causes	☐ Yes ☐ Yes ☐ Yes	No No No No No No	Unk Unk Unk	NA NA NA
	VI. BUILT-IN APPLIANCES, SYSTEMS AND MECHANICAL EQUIPM	IENT REMA	AINING WI	TH RES	SIDENCE	
Ins	tructions to Seller(s):					
a	If an item listed below <u>does not exist</u> or <u>will be uninstalled and removed from</u> the name of the item using a line or "X," so that the list below will reflect the					ROUGH
b	If other distinct built-in appliances, systems, or mechanical equipment exist a below or use a separate page.	and will rema	ain, add the	em in the	e blanks p	rovided

c) Indicate whether the item is powered by gas or electricity, and the age in years of the item (if age not known, indicate

d) Where a "(#)" appears in the entries below, indicate, in the blank space provided immediately thereafter, how many of the

"Unknown").

item will remain with the property.

ITEM	GAS/ELECTRIC	AGE	ITEM	GAS/ELECTRIC	AGE
Built-In Cooktop			Garbage Disposal		
Built-In Oven(s)			Garage Door Opener(s) (#)		
Built-In Dishwasher			Central Air (#)		
Built-In Microwave			Central Heat (#)		
Built-In Ice Maker			Water Heaters (#)		
Built-in Trash Compactor			Tankless Heater (#)		
Built-in Range			Ductless HVAC		
Built-In Refrigerator	<u> </u>				
ctual (personal) knowledge hich renders materially ina	e as of the date signe accurate a Property C	d by the se	lition Disclosure Statement is true eller. If a seller of residential real sclosure Statement provided prev	property acquires kn	nowled
e required to provide a re	vised Property Condit	ion Disclos	yer as soon as practicable. In no sure Statement after the transfer	event, however, shall	l a sel
e required to provide a re uyer or occupancy by the b	vised Property Condit	ion Disclos	yer as soon as practicable. In no	event, however, shall	l a sel
e required to provide a re uyer or occupancy by the b	vised Property Condit	ion Disclos	yer as soon as practicable. In no sure Statement after the transfer	event, however, shall of title from the selle	l a sel
e required to provide a re uyer or occupancy by the b	vised Property Condit	ion Disclos	yer as soon as practicable. In no sure Statement after the transfer	event, however, shall	l a sel
e required to provide a re uyer or occupancy by the b	vised Property Condit	ion Disclos	yer as soon as practicable. In no sure Statement after the transfer	event, however, shall of title from the selle	l a sel
BUYER acknowledges receptation conditions and information in process of the public receptation (s) of the public receptation (s) of the public receptation (s) and the public receptation (s) of the public receptation (s)	wised Property Condituyer, whichever is ear	statement as property st, hazardo	yer as soon as practicable. In no sure Statement after the transfer  Date  Date  and buyer understands that this known to the seller. It is not a bus waste, or other inspections	information is a state warranty of the pro	ement d by to
BUYER acknowledges rece ertain conditions and infor- eller and is not a substitu- inspection(s) of the public recessions.	wised Property Condituyer, whichever is ear	statement as property st, hazardo	yer as soon as practicable. In no sure Statement after the transfer  Date  Date  and buyer understands that this known to the seller. It is not a bus waste, or other inspections	event, however, shall of title from the selle of title	ement d by toperty
e required to provide a recuyer or occupancy by the besteller's Signature(s)  SUYER acknowledges receptain conditions and inforceller and is not a substitute aspection(s) of the public receptain conditions and inforceller and is not a substitute aspection(s) of the public receptain conditions and inforceller and is not a substitute aspection(s) of the public receptain conditions and inforceller and is not a substitute aspection(s).	wised Property Condituyer, whichever is ear	statement as property st, hazardo	pyer as soon as practicable. In no sure Statement after the transfer  Date  Date  and buyer understands that this known to the seller. It is not a ous waste, or other inspections  Date	event, however, shall of title from the selle of the product	a sel er to t
Seller's Signature(s)  Suyer acknowledges receptation conditions and informations and informations and inspection(s) of the public receptation conditions.	vised Property Condituyer, whichever is ear	ion Disclos lier. statement a	yer as soon as practicable. In no sure Statement after the transfer  Date  Date  Date  and buyer understands that this known to the seller. It is not a	event, however, she of title from the second o	nal elli
e required to provide a reuyer or occupancy by the best letter's Signature(s)  EUYER acknowledges receptain conditions and information and is not a substitute aspection(s) of the public recuyer's Signature(s)	wised Property Condituyer, whichever is ear	statement as property st, hazardo	pyer as soon as practicable. In no sure Statement after the transfer  Date  Date  and buyer understands that this known to the seller. It is not a ous waste, or other inspections  Date	information is a state warranty of the pro	er t
UYER acknowledges receertain conditions and informable and is not a substitute spection(s) of the public receiver's Signature(s)  ELLER'S CLOSING CERT emains true and complete to	sipt of a copy of this mation concerning the term of any home, percords.	statement are property st, hazardo	pyer as soon as practicable. In no sure Statement after the transfer  Date  Date  and buyer understands that this known to the seller. It is not a ous waste, or other inspections  Date	information is a state warranty of any kind or testing of the pro	emend by
e required to provide a recuyer or occupancy by the beller's Signature(s)  UYER acknowledges recentain conditions and information and is not a substitution spection(s) of the public recuyer's Signature(s)  SELLER'S CLOSING CERT emains true and complete to Seller's Signature(s) at closes	wised Property Condituyer, whichever is ear sipt of a copy of this emation concerning the for any home, percords.  "IFICATION: Seller cert to the seller's actual (page)	statement as property st, hazardo	pyer as soon as practicable. In no sure Statement after the transfer  Date  Date  and buyer understands that this known to the seller. It is not a bus waste, or other inspections  Date  Date  Date  Date  Date  Date	event, however, shall of title from the selle of the profession of	ement d by operty
BUYER acknowledges receptation conditions and information and is not a substitute aspection(s) of the public receptation (s)	wised Property Condituyer, whichever is ear sipt of a copy of this emation concerning the for any home, percords.  "IFICATION: Seller cert to the seller's actual (page)	statement as property st, hazardo	pyer as soon as practicable. In no sure Statement after the transfer  Date  Date  and buyer understands that this known to the seller. It is not a bus waste, or other inspections  Date  Date  Date  Date  Date  Date	information is a state warranty of any kind or testing of the pro	ement d by operty