



SELLER'S PROPERTY CONDITION DISCLOSURE STATEMENT

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1 **Property Address:** 7 Mackenzie Rd, Morristown, NJ 07960

5 **Seller:** Lauren Silverstein and Matthew Silverstein

9 The purpose of this Disclosure Statement is to disclose, to the best of Seller's knowledge, the condition of the Property, as of the date set forth below. The Seller is aware that he or she is under an obligation to disclose any known material defects in the Property even if not addressed in this printed form. Seller alone is the source of all information contained in this form. All prospective buyers of the Property are cautioned to carefully inspect the Property and to carefully inspect the surrounding area for any off-site conditions that may adversely affect the Property. Moreover, this Disclosure Statement is not intended to be a substitute for prospective buyer's hiring of qualified experts to inspect the Property.

16 If your property consists of multiple units, systems and/or features, please provide complete answers on all such units, systems and/or features even if the question is phrased in the singular, such as if a duplex has multiple furnaces, water heaters and fireplaces.

20 OCCUPANCY

21 Yes No Unknown

22

- 22 1. Age of House, if known 1927
- 23 2. Does the Seller currently occupy this property? _____
- 24 If not, how long has it been since Seller occupied the property? _____
- 25 3. What year did the Seller buy the property? 2017
- 26 3a. Do you have in your possession the original or a copy of the deed evidencing your ownership of the
- 27 property? If "yes," please attach a copy of it to this form.

29 ROOF

30 Yes No Unknown

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- 31 4. Age of Roof, if known ~9 years
- 32 5. Has roof been replaced or repaired since Seller bought the property? _____
- 33 6. Are you aware of any roof leaks? _____
- 34 7. Explain any "yes" answers that you give in this section: _____

37 ATTIC, BASEMENTS AND CRAWL SPACES (Complete only if applicable)

38 Yes No Unknown

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- 39 8. Does the property have one or more sump pumps? _____
- 40 8a. Are there any problems with the operation of any sump pump? _____
- 41 9. Are you aware of any water leakage, accumulation or dampness within the basement or crawl spaces
- 42 or any other areas within any of the structures on the property? _____
- 43 9a. Are you aware of the presence of any mold or similar natural substance within the basement or crawl
- 44 spaces or any other areas within any of the structures on the property? _____
- 45 10. Are you aware of any repairs or other attempts to control any water or dampness problem in the base-
- 46 ment or crawl space? If "yes," describe the location, nature and date of the repairs: _____
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- 48 11. Are you aware of any cracks or bulges in the basement floor or foundation walls? If "yes," specify
- 49 location: _____
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12. Are you aware of any restrictions on how the attic may be used as a result of the manner in which the attic or roof was constructed?
13. Is the attic or house ventilated by: a whole house fan? an attic fan?
- 13a. Are you aware of any problems with the operation of such a fan?
14. In what manner is access to the attic space provided?
 staircase pull down stairs crawl space with aid of ladder or other device
 other _____
15. Explain any "yes" answers that you give in this section:
Minimal water in basement during recent storms with inordinate amount of rain.

TERMITES/WOOD DESTROYING INSECTS, DRY ROT, PESTS

- | | | | | |
|----|--------------------------|-------------------------------------|---------|--|
| 62 | Yes | No | Unknown | |
| 63 | <input type="checkbox"/> | <input checked="" type="checkbox"/> | | |
| 64 | <input type="checkbox"/> | <input checked="" type="checkbox"/> | | 16. Are you aware of any termites/wood destroying insects, dry rot, or pests affecting the property? |
| 65 | <input type="checkbox"/> | <input checked="" type="checkbox"/> | | 17. Are you aware of any damage to the property caused by termites/wood destroying insects, dry rot, or pests? |
| 66 | | | | 18. If "yes," has work been performed to repair the damage? |
| 67 | <input type="checkbox"/> | <input checked="" type="checkbox"/> | | 19. Is your property under contract by a licensed pest control company? If "yes," state the name and address of the licensed pest control company: _____ |
| 68 | <input type="checkbox"/> | <input checked="" type="checkbox"/> | | |
| 69 | | | | |
| 70 | | | | |
| 71 | <input type="checkbox"/> | <input checked="" type="checkbox"/> | | 20. Are you aware of any termite/pest control inspections or treatments performed on the property in the past? |
| 72 | | | | 21. Explain any "yes" answers that you give in this section:

_____ |
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STRUCTURAL ITEMS

- | | | | | |
|----|--------------------------|-------------------------------------|---------|--|
| 77 | Yes | No | Unknown | |
| 78 | <input type="checkbox"/> | <input checked="" type="checkbox"/> | | |
| 79 | <input type="checkbox"/> | <input checked="" type="checkbox"/> | | 22. Are you aware of any movement, shifting, or other problems with walls, floors, or foundations, including any restrictions on how any space, other than the attic or roof, may be used as a result of the manner in which it was constructed? |
| 80 | | | | 23. Are you aware if the property or any of the structures on it have ever been damaged by fire, smoke, wind or flood? |
| 81 | <input type="checkbox"/> | <input checked="" type="checkbox"/> | | 24. Are you aware of any fire retardant plywood used in the construction? |
| 82 | <input type="checkbox"/> | <input checked="" type="checkbox"/> | | 25. Are you aware of any current or past problems with driveways, walkways, patios, sinkholes, or retaining walls on the property? |
| 83 | <input type="checkbox"/> | <input checked="" type="checkbox"/> | | 26. Are you aware of any present or past efforts made to repair any problems with the items in this section? |
| 84 | <input type="checkbox"/> | <input checked="" type="checkbox"/> | | 27. Explain any "yes" answers that you give in this section. Please describe the location and nature of the problem.

_____ |
| 85 | <input type="checkbox"/> | <input checked="" type="checkbox"/> | | |
| 86 | | | | |
| 87 | <input type="checkbox"/> | <input checked="" type="checkbox"/> | | |
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ADDITIONS/REMODELS

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|-----|-------------------------------------|--------------------------|-------------------------------------|---|
| 94 | Yes | No | Unknown | |
| 95 | <input checked="" type="checkbox"/> | <input type="checkbox"/> | | |
| 96 | <input checked="" type="checkbox"/> | <input type="checkbox"/> | | 28. Are you aware of any additions, structural changes or other alterations to the structures on the property made by any present or past owners? |
| 97 | | | | 29. Were the proper building permits and approvals obtained? Explain any "yes" answers you give in this section:
<u>Dining room, expansion of primary bedroom and garage</u>

_____ |
| 98 | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | |
| 99 | | | | |
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| 102 | | | | |

PLUMBING, WATER AND SEWAGE

- | | | | | |
|-----|--------------------------|-------------------------------------|---------|---|
| 103 | Yes | No | Unknown | |
| 104 | <input type="checkbox"/> | <input type="checkbox"/> | | |
| 105 | | | | 30. What is the source of your drinking water?
<input checked="" type="checkbox"/> Public <input type="checkbox"/> Community System <input type="checkbox"/> Well on Property <input type="checkbox"/> Other (explain) _____ |
| 106 | <input type="checkbox"/> | <input type="checkbox"/> | | 31. If your drinking water source is not public, have you performed any tests on the water? If so, when? _____
Attach a copy of or describe the results. |
| 107 | <input type="checkbox"/> | <input type="checkbox"/> | | |
| 108 | | | | |
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| 110 | <input type="checkbox"/> | <input checked="" type="checkbox"/> | | 32. Does the wastewater from any clothes washer, dishwasher, or other appliance discharge to any loca- |

171 **ELECTRICAL SYSTEM**
 172 Yes No Unknown

- 173 60. What type of wiring is in this structure? Copper Aluminum Other Unknown
 174 61. What amp service does the property have? 60 100 150 200 Other Unknown
 175 62. Does it have 240 volt service? Which are present Circuit Breakers, Fuses or Both?
 176 63. Are you aware of any additions to the original service?
 177 If "yes," were the additions done by a licensed electrician? Name and address:
 178 New panel/subpanel in garage, generator transfer switch
 179 _____
 180 64. If "yes," were proper building permits and approvals obtained?
 181 65. Are you aware of any wall switches, light fixtures or electrical outlets in need of repair?
 182 66. Explain any "yes" answers you give in this section:
 183 _____
 184 _____
 185 _____

186 **LAND (SOILS, DRAINAGE AND BOUNDARIES)**

- 187 Yes No Unknown
 188 67. Are you aware of any fill or expansive soil on the property?
 189 68. Are you aware of any past or present mining operations in the area in which the property is located?
 190 69. Is the property located in a flood hazard zone?
 191 70. Are you aware of any drainage or flood problems affecting the property?
 192 71. Are there any areas on the property which are designated as protected wetlands?
 193 72. Are you aware of any encroachments, utility easements, boundary line disputes, or drainage or other
 194 easements affecting the property?
 195 73. Are there any water retention basins on the property or the adjacent properties?
 196 74. Are you aware if any part of the property is being claimed by the State of New Jersey as land pres-
 197 ently or formerly covered by tidal water (Riparian claim or lease grant)? Explain:
 198 _____
 199 _____
 200 75. Are you aware of any shared or common areas (for example, driveways, bridges, docks, walls, bulk-
 201 heads, etc.) or maintenance agreements regarding the property?
 202 76. Explain any "yes" answers to the preceding questions in this section:
 203 _____
 204 _____
 205 77. Do you have a survey of the property?
 206 _____

207 **ENVIRONMENTAL HAZARDS**

- 208 Yes No Unknown
 209 78. Have you received any written notification from any public agency or private concern informing you that
 210 the property is adversely affected, or may be adversely affected, by a condition that exists on a property in
 211 the vicinity of this property? If "yes," attach a copy of any such notice currently in your possession.
 212 78a. Are you aware of any condition that exists on any property in the vicinity which adversely affects,
 213 or has been identified as possibly adversely affecting, the quality or safety of the air, soil, water,
 214 and/or physical structures present on this property? If "yes," explain:
 215 _____
 216 _____
 217 79. Are you aware of any underground storage tanks (UST) or toxic substances now or previously pres-
 218 ent on this property or adjacent property (structure or soil), such as polychlorinated biphenyl (PCB),
 219 solvents, hydraulic fluid, petro-chemicals, hazardous wastes, pesticides, chromium, thorium, lead or
 220 other hazardous substances in the soil? If "yes," explain:
 221 _____
 222 _____
 223 80. Are you aware if any underground storage tank has been tested?
 224 (Attach a copy of each test report or closure certificate if available).
 225 81. Are you aware if the property has been tested for the presence of any other toxic substances, such
 226 as lead-based paint, urea-formaldehyde foam insulation, asbestos-containing materials, or others?
 227 (Attach copy of each test report if available).
 228 82. If "yes" to any of the above, explain:
 229 _____
 230 _____

231 82a. If "yes" to any of the above, were any actions taken to correct the problem? Explain:
 232 _____
 233 _____

234 83. Is the property in a designated Airport Safety Zone?
 235 _____

DEED RESTRICTIONS, SPECIAL DESIGNATIONS, HOMEOWNERS ASSOCIATION/CONDOMINIUMS AND CO-OPS

Yes No Unknown

238 84. Are you aware if the property is subject to any deed restrictions or other limitations on how it may
 239 be used due to its being situated within a designated historic district, or a protected area like the
 240 New Jersey Pinelands, or its being subject to similar legal authorities other than typical local zoning
 241 ordinances?

242 85. Is the property part of a condominium or other common interest ownership plan?

243 85a. If so, is the property subject to any covenants, conditions, or restrictions as a result of its being part
 244 of a condominium or other form of common interest ownership?

245 86. As the owner of the property, are you required to belong to a condominium association or homeown-
 246 ers association, or other similar organization or property owners?

247 86a. If so, what is the Association's name and telephone number?
 248 _____

249 86b. If so, are there any dues or assessments involved?
 250 If "yes," how much? _____

251 87. Are you aware of any defect, damage, or problem with any common elements or common areas that
 252 materially affects the property?

253 88. Are you aware of any condition or claim which may result in an increase in assessments or fees?

254 89. Since you purchased the property, have there been any changes to the rules or by-laws of the Asso-
 255 ciation that impact the property?

256 90. Explain any "yes" answers you give in this section:
 257 _____
 258 _____
 259 _____

MISCELLANEOUS

Yes No Unknown

261 91. Are you aware of any existing or threatened legal action affecting the property or any condominium
 262 or homeowners association to which you, as an owner, belong?

263 92. Are you aware of any violations of Federal, State or local laws or regulations relating to this prop-
 264 erty?

265 93. Are you aware of any zoning violations, encroachments on adjacent properties, non-conforming
 266 uses, or set-back violations relating to this property? If so, please state whether the condition is pre-
 267 existing non-conformance to present day zoning or a violation to zoning and/or land use laws.
 268 Pre-existing nonconformance - current seller has Town-approved variance for
 269 proposed home addition

270 94. Are you aware of any public improvement, condominium or homeowner association assessments
 271 against the property that remain unpaid? Are you aware of any violations of zoning, housing, build-
 272 ing, safety or fire ordinances that remain uncorrected?

273 95. Are there mortgages, encumbrances or liens on this property?

274 95a. Are you aware of any reason, including a defect in title, that would prevent you from conveying
 275 clear title?

276 96. Are you aware of any material defects to the property, dwelling, or fixtures which are not dis-
 277 closed elsewhere on this form? (A defect is "material," if a reasonable person would attach impor-
 278 tance to its existence or non-existence in deciding whether or how to proceed in the transaction.)
 279 If "yes," explain: _____



280 97. Other than water and sewer charges, utility and cable tv fees, your local property taxes, any special
 281 assessments and any association dues or membership fees, are there any other fees that you pay on
 282 an ongoing basis with respect to this property, such as garbage collection fees?
 283 _____

284 98. Explain any other "yes" answers you give in this section:
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RADON GAS Instructions to Owners

By law (N.J.S.A. 26:2D-73), a property owner who has had his or her property tested or treated for radon gas may require that information about such testing and treatment be kept confidential until the time that the owner and a buyer enter into a contract of sale, at which time a copy of the test results and evidence of any subsequent mitigation or treatment shall be provided to the buyer. The law also provides that owners may waive, in writing, this right of confidentiality. As the owner(s) of this property, do you wish to waive this right?

Yes No  
(Initials) (Initials)

If you responded "yes," answer the following questions. If you responded "no," proceed to the next section.

Yes No Unknown 99. Are you aware if the property has been tested for radon gas? (Attach a copy of each test report if available.)
 100. Are you aware if the property has been treated in an effort to mitigate the presence of radon gas? (If "yes," attach a copy of any evidence of such mitigation or treatment.)
 101. Is radon remediation equipment now present in the property?
 101a. If "yes," is such equipment in good working order?

MAJOR APPLIANCES AND OTHER ITEMS

The terms of any final contract executed by the Seller shall be controlling as to what appliances or other items, if any, shall be included in the sale of the property. Which of the following items are present in the property? (For items that are not present, indicate "not applicable.")

Yes No Unknown NA 102. Electric Garage Door Opener
 102a. If "yes," are they reversible? Number of Transmitters Yes, 2
 103. Smoke Detectors
 Battery Electric Both How many 4 (2 nest, 2 traditional)
 Carbon Monoxide Detectors How many 2
 Location basement, 1st, 2nd, attic
 104. With regard to the above items, are you aware that any item is not in working order?
104a. If "yes," identify each item that is not in working order or defective and explain the nature of the problem:
 105. In-ground pool Above-ground pool Pool Heater Spa/Hot Tub
 105a. Were proper permits and approvals obtained?
 105b. Are you aware of any leaks or other defects with the filter or the walls or other structural or mechanical components of the pool or spa/hot tub?
 105c. If an in-ground pool, are you aware of any water seeping behind the walls of the pool?
106. Indicate which of the following may be included in the sale? (Indicate Y for yes N for no.)
Y Refrigerator
Y Range
Y Microwave Oven
Y Dishwasher
Y Trash Compactor
Y Garbage Disposal
Y In-Ground Sprinkler System
Y Central Vacuum System
Y Security System
Y Washer
Y Dryer
Y Intercom
Y Other
 107. Of those that may be included, is each in working order?
If "no," identify each item not in working order, explain the nature of the problem:

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SOLAR PANEL SYSTEMS

By completing this section, Seller is acknowledging that the Property is serviced by a Solar Panel System, which means a system of solar panels designed to absorb the sunlight as a source of energy for generating electricity or heating, any and all inverters, net meter, wiring roof supports and any other equipment pertaining to the Solar Panels (collectively, the "Solar Panel System"). This information may be used, among other purposes, to prepare a Solar Panel Addendum to be affixed to and made a part of a contract of sale for the Property.

Yes No Unknown

- 108. When was the Solar Panel System Installed? _____
- 109. Are SRECs available from the Solar Panel System?
- 109a. If SRECs are available, when will the SRECs expire? _____
- 110. Is there any storage capacity on your Property for the Solar Panel System?
- 111. Are you aware of any defects in or damage to any component of the Solar Panel System? If yes, explain: _____
- 112. **Choose one of the following three options:**
- 112a. The Solar Panel System is financed under a power purchase agreement or other type of financing arrangement which requires me/us to make periodic payments to a Solar Panel System provider in order to acquire ownership of the Solar Panel System ("PPA")? If yes, proceed to Section A below.
- 112b. The Solar Panel System is the subject of a lease agreement. If yes, proceed to Section B below.
- 112c. I/we own the Solar Panel System outright. If yes, you do not have to answer any further questions.

SECTION A - THE SOLAR PANEL SYSTEM IS SUBJECT TO A PPA

- 113. What is the current periodic payment amount? \$ _____
- 114. What is the frequency of the periodic payments (check one)? Monthly Quarterly
- 115. What is the expiration date of the PPA, which is when you will become the owner of the Solar Panel System? _____ ("PPA Expiration Date")
- 116. Is there a balloon payment that will become due on or before the PPA Expiration Date?
- 117. If there is a balloon payment, what is the amount? \$ _____
- 118. **Choose one of the following three options:**
- 118a. Buyer will assume my/our obligations under the PPA at Closing.
- 118b. I/we will pay off or otherwise obtain cancellation of the PPA as of the Closing so the Solar Panel System can be included in the sale free and clear.
- 118c. I/we will remove the Solar Panel System from the Property and pay off or otherwise obtain cancellation of the PPA as of the Closing.

SECTION B - THE SOLAR PANEL SYSTEM IS SUBJECT TO A LEASE

- 119. What is the current periodic lease payment amount? \$ _____
- 120. What is the frequency of the periodic lease payments (check one)? Monthly Quarterly
- 121. What is the expiration date of the lease? _____
- 122. **Choose one of the following two options:**
- 122a. Buyer will assume our obligations under the lease at Closing.
- 122b. I/we will obtain an early termination of the lease and will remove the Solar Panel System prior to Closing.

403 **ACKNOWLEDGMENT OF SELLER**

404 The undersigned Seller affirms that the information set forth in this Disclosure Statement is accurate and complete to the best of Seller's
405 knowledge, but is not a warranty as to the condition of the Property. Seller hereby authorizes the real estate brokerage firm representing
406 or assisting the Seller to provide this Disclosure Statement to all prospective buyers of the Property, and to other real estate agents. Seller
407 alone is the source of all information contained in this statement. If the Seller relied upon any credible representations of another, the
408 Seller should state the name(s) of the person(s) who made the representation(s) and describe the information that was relied upon.
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411 _____
412 _____

413 *Lauren Silverstein* dotloop verified 04/22/22 8:35 PM EDT
414 WONA-AFOK-6NNP-WMZQ
415 SELLER DATE

416 _____
417 *Matthew Silverstein* dotloop verified 04/22/22 8:37 PM EDT
418 SVVH-JYGD-NBCJ-CT6C
419 SELLER DATE

420 _____
421 _____
422 _____

423 **EXECUTOR, ADMINISTRATOR, TRUSTEE**

424 (If applicable) The undersigned has never occupied the property and lacks the personal knowledge necessary to complete this Disclosure
425 Statement.
426

427 _____
428 _____
429 DATE

430 _____
431 _____
432 _____
433 DATE

434 _____
435 _____
436 _____
437 _____

438 **RECEIPT AND ACKNOWLEDGMENT BY PROSPECTIVE BUYER**

439 The undersigned Prospective Buyer acknowledges receipt of this Disclosure Statement prior to signing a Contract of Sale pertaining to
440 this Property. Prospective Buyer acknowledges that this Disclosure Statement is not a warranty by Seller and that it is Prospective Buyer's
441 responsibility to satisfy himself or herself as to the condition of the Property. Prospective Buyer acknowledges that the Property may be
442 inspected by qualified professionals, at Prospective Buyer's expense, to determine the actual condition of the Property. Prospective Buyer
443 further acknowledges that this form is intended to provide information relating to the condition of the land, structures, major systems and
444 amenities, if any, included in the sale. This form does not address local conditions which may affect a purchaser's use and enjoyment of
445 the property such as noise, odors, traffic volume, etc. Prospective Buyer acknowledges that they may independently investigate such local
446 conditions before entering into a binding contract to purchase the property. Prospective Buyer acknowledges that he or she understands
447 that the visual inspection performed by the Seller's real estate broker/broker-salesperson/salesperson does not constitute a professional
448 home inspection as performed by a licensed home inspector.
449

450 _____
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453 PROSPECTIVE BUYER DATE

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457 PROSPECTIVE BUYER DATE

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ACKNOWLEDGMENT OF REAL ESTATE BROKER/BROKER-SALESPERSON/SALESPERSON

The undersigned Seller's real estate broker/broker-salesperson/salesperson acknowledges receipt of the Property Disclosure Statement form and that the information contained in the form was provided by the Seller.

The Seller's real estate broker/broker-salesperson/salesperson also confirms that he or she visually inspected the property with reasonable diligence to ascertain the accuracy of the information disclosed by the seller, prior to providing a copy of the property disclosure statement to the buyer.

The Prospective Buyer's real estate broker/broker-salesperson/salesperson also acknowledges receipt of the Property Disclosure Statement form for the purpose of providing it to the Prospective Buyer.

<i>Jeremy Gulish</i>	<small>dotloop verified 04/25/22 10:24 AM EDT UYKY-T19E-PNQL-NNAJ</small>
SELLER'S REAL ESTATE BROKER/ BROKER-SALESPERSON/SALESPERSON:	DATE

PROSPECTIVE BUYER'S REAL ESTATE BROKER/ BROKER-SALESPERSON/SALESPERSON:	DATE