



SELLER'S PROPERTY CONDITION DISCLOSURE STATEMENT

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Property Address: 115 Hobart Avenue  
Millburn NJ 07078

Seller: Edward Barkhorn Jr.

Madeline Barkhorn

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.

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.

**OCCUPANCY**

Yes No Unknown

- 1. Age of House, if known 1870's
- 2. Does the Seller currently occupy this property?  
If not, how long has it been since Seller occupied the property? \_\_\_\_\_
- 3. What year did the seller buy the property? 1998
- 3a. Do you have in your possession the original or a copy of the deed evidencing your ownership of the property? If "yes," please attach a copy of it to this form.

**ROOF**

Yes No Unknown

- 4. Age of roof 16+/-
- 5. Has roof been replaced or repaired since seller bought the property?
- 6. Are you aware of any roof leaks?
- 7. Explain any "yes" answers that you give in this section: Full roof replacement and garage roof

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

Yes No Unknown

- 8. Does the property have one or more sump pumps?
- 8a. Are there any problems with the operation of any sump pump?
- 9. Are you aware of any water leakage, accumulation or dampness within the basement or crawl spaces or any other areas within any of the structures on the property?
- 9a. Are you aware of the presence of any mold or similar natural substance within the basement or crawl spaces or any other areas within any of the structures on the property?
- 10. Are you aware of any repairs or other attempts to control any water or dampness problem in the basement or crawl space? If "yes," describe the location, nature and date of the repairs:  
\_\_\_\_\_  
\_\_\_\_\_
- 11. Are you aware of any cracks or bulges in the basement floor or foundation walls? If "yes," specify location. \_\_\_\_\_



- 51   12. Are you aware of any restrictions on how the attic may be used as a result of the manner in which
- 52 the attic or roof was constructed?
- 53   13. Is the attic or house ventilated by:  a whole house fan?  an attic fan?
- 54   13a. Are you aware of any problems with the operation of such a fan?
- 55 14. In what manner is access to the attic space provided?
- 56  staircase  pull down stairs  crawl space with aid of ladder or other device
- 57  other \_\_\_\_\_
- 58 15. Explain any "yes" answers that you give in this section:
- 59 \_\_\_\_\_
- 60 \_\_\_\_\_

**TERMITES/WOOD DESTROYING INSECTS, DRY ROT, PESTS**

- | 63 | Yes                      | No                                  | Unknown |                                                                                                                                                          |
|----|--------------------------|-------------------------------------|---------|----------------------------------------------------------------------------------------------------------------------------------------------------------|
| 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 |                          |                                     |         |                                                                                                                                                          |
| 67 | <input type="checkbox"/> | <input checked="" type="checkbox"/> |         | 18. If "yes," has work been performed to repair the damage?                                                                                              |
| 68 | <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: _____ |
| 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 |                          |                                     |         |                                                                                                                                                          |
| 73 |                          |                                     |         | 21. Explain any "yes" answers that you give in this section:                                                                                             |
| 74 |                          |                                     |         | _____                                                                                                                                                    |
| 75 |                          |                                     |         | _____                                                                                                                                                    |

**STRUCTURAL ITEMS**

- | 78 | Yes                      | No                                  | Unknown |                                                                                                                                                                                                                                                  |
|----|--------------------------|-------------------------------------|---------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 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 |                          |                                     |         |                                                                                                                                                                                                                                                  |
| 81 |                          |                                     |         |                                                                                                                                                                                                                                                  |
| 82 | <input type="checkbox"/> | <input checked="" type="checkbox"/> |         | 23. Are you aware if the property or any of the structures on it have ever been damaged by fire, smoke, wind or flood?                                                                                                                           |
| 83 |                          |                                     |         |                                                                                                                                                                                                                                                  |
| 84 | <input type="checkbox"/> | <input checked="" type="checkbox"/> |         | 24. Are you aware of any fire retardant plywood used in the construction?                                                                                                                                                                        |
| 85 | <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?                                                                                                               |
| 86 |                          |                                     |         |                                                                                                                                                                                                                                                  |
| 87 | <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?                                                                                                                                     |
| 88 |                          |                                     |         |                                                                                                                                                                                                                                                  |
| 89 |                          |                                     |         | 27. Explain any "yes" answers that you give in this section. Please describe the location and nature of the problem.                                                                                                                             |
| 90 |                          |                                     |         | _____                                                                                                                                                                                                                                            |
| 91 |                          |                                     |         | _____                                                                                                                                                                                                                                            |
| 92 |                          |                                     |         |                                                                                                                                                                                                                                                  |
| 93 |                          |                                     |         |                                                                                                                                                                                                                                                  |

**ADDITIONS/REMODELS**

- | 95  | Yes                                 | No                       | Unknown                  |                                                                                                                                                   |
|-----|-------------------------------------|--------------------------|--------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------|
| 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  |                                     |                          |                          |                                                                                                                                                   |
| 98  | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | 29. Were the proper building permits and approvals obtained? Explain any "yes" answers you give in this section:                                  |
| 99  |                                     |                          |                          | <u>Kitchen expansion and stairwell to basement</u>                                                                                                |
| 100 |                                     |                          |                          | _____                                                                                                                                             |
| 101 |                                     |                          |                          | _____                                                                                                                                             |

**PLUMBING, WATER AND SEWAGE**

- | 104 | Yes                      | No                       | Unknown |                                                                                                                                                                               |
|-----|--------------------------|--------------------------|---------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 105 |                          |                          |         | 30. What is the source of your drinking water?                                                                                                                                |
| 106 |                          |                          |         | <input checked="" type="checkbox"/> Public <input type="checkbox"/> Community System <input type="checkbox"/> Well on Property <input type="checkbox"/> Other (explain) _____ |
| 107 | <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? _____                                                                |
| 108 |                          |                          |         | _____                                                                                                                                                                         |
| 109 |                          |                          |         | Attach a copy of or describe the results.                                                                                                                                     |
| 110 |                          |                          |         |                                                                                                                                                                               |

- 111    32. Does the wastewater from any clothes washer, dishwasher, or other appliance discharge to any
- 112 location other than the sewer, septic, or other system that services the rest of the property?
- 113    33. When was well installed? \_\_\_\_\_
- 114 Location of well? \_\_\_\_\_
- 115    34. Do you have a softener, filter, or other water purification system?  Leased  Owned
- 116 35. What is the type of sewage system?
- 117  Public Sewer  Private Sewer  Septic System  Cesspool  Other (explain): \_\_\_\_\_
- 118    36. If you answered "septic system," have you ever had the system inspected to confirm that it is a true
- 119 septic system and not a cesspool?
- 120    37. If Septic System, when was it installed? \_\_\_\_\_
- 121 Location? \_\_\_\_\_
- 122    38. When was the Septic System or Cesspool last cleaned and/or serviced? \_\_\_\_\_
- 123    39. Are you aware of any abandoned Septic Systems or Cesspools on your property?
- 124    39a. If "yes," is the closure in accordance with the municipality's ordinance? (explain):
- 125 \_\_\_\_\_
- 126    40. Are you aware of any leaks, backups, or other problems relating to any of the plumbing systems and
- 127 fixtures (including pipes, sinks, tubs and showers), or of any other water or sewage related problems?
- 128 If "yes," explain: \_\_\_\_\_
- 129 \_\_\_\_\_
- 130    41. Are you aware of any shut off, disconnected, or abandoned wells, underground water or sewage
- 131 tanks, or dry wells on the property?
- 132    42. Is either the private water or sewage system shared? If "yes," explain: \_\_\_\_\_
- 133 \_\_\_\_\_
- 134 43. Water Heater:  Electric  Fuel Oil  Gas
- 135 Age of Water Heater 2019
- 136    43a. Are you aware of any problems with the water heater?
- 137 44. Explain any "yes" answers that you give in this section:
- 138 \_\_\_\_\_
- 139 \_\_\_\_\_

**HEATING AND AIR CONDITIONING**

- 141 Yes No Unknown
- 142
- 143 45. Type of Air Conditioning:
- 144  Central one zone  Central multiple zone  Wall/Window Unit  None
- 145 46. List any areas of the house that are not air conditioned:
- 146 attic
- 147    47. What is the age of Air Conditioning System? 20 years
- 148 48. Type of heat:  Electric  Fuel Oil  Natural Gas  Propane  Unheated  Other
- 149 49. What is the type of heating system? (for example, forced air, hot water or base board, radiator, steam
- 150 heat) base board
- 151 50. If it is a centralized heating system, is it one zone or multiple zones?
- 152 multiple zones
- 153    51. Age of furnace 15 years Date of last service: 2019
- 154 52. List any areas of the house that are not heated:
- 155 attic
- 156    53. Are you aware of any tanks on the property, either above or underground, used to store fuel or other
- 157 substances?
- 158    54. If tank is not in use, do you have a closure certificate?
- 159    55. Are you aware of any problems with any items in this section? If "yes," explain:
- 160 \_\_\_\_\_
- 161 \_\_\_\_\_

**WOODBURNING STOVE OR FIREPLACE**

- 162 Yes No Unknown
- 163
- 164    56. Do you have  wood burning stove?  fireplace?  insert?  other
- 165    56a. Is it presently usable?
- 166    57. If you have a fireplace, when was the flue last cleaned? \_\_\_\_\_
- 167    57a. Was the flue cleaned by a professional or non-professional? \_\_\_\_\_
- 168    58. Have you obtained any required permits for any such item?
- 169    59. Are you aware of any problems with any of these items? If "yes," please explain: \_\_\_\_\_
- 170 \_\_\_\_\_

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 \_\_\_\_\_
- 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 easements affecting the property?
- 194
- 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 presently or formerly covered by tidal water (Riparian claim or lease grant)? Explain:
- 197 \_\_\_\_\_
- 198 \_\_\_\_\_
- 199
- 200   75. Are you aware of any shared or common areas (for example, driveways, bridges, docks, walls, bulkheads, etc.) or maintenance agreements regarding the property?
- 201
- 202 76. Explain any "yes" answers to the preceding questions in this section:
- 203 **Back right corner of property**
- 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 the property is adversely affected, or may be adversely affected, by a condition that exists on a property in the vicinity of this property? If "yes," attach a copy of any such notice currently in your possession.
- 210
- 211
- 212   78a. Are you aware of any condition that exists on any property in the vicinity which adversely affects, or has been identified as possibly adversely affecting, the quality or safety of the air, soil, water, and/or physical structures present on this property? If "yes," explain:
- 213 \_\_\_\_\_
- 214 \_\_\_\_\_
- 215
- 216
- 217   79. Are you aware of any underground storage tanks (UST) or toxic substances now or previously present on this property or adjacent property (structure or soil), such as polychlorinated biphenyl (PCB), solvents, hydraulic fluid, petro-chemicals, hazardous wastes, pesticides, chromium, thorium, lead or other hazardous substances in the soil? If "yes," explain:
- 218 \_\_\_\_\_
- 219 \_\_\_\_\_
- 220
- 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 as lead-based paint, urea-formaldehyde foam insulation, asbestos-containing materials, or others?
- 226 (Attach copy of each test report if available).
- 227
- 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**

- 238 Yes No Unknown
- 239   84. Are you aware if the property is subject to any deed restrictions or other limitations on how it may  
 240 be used due to its being situated within a designated historic district, or a protected area like the  
 241 New Jersey Pinelands, or its being subject to similar legal authorities other than typical local zoning  
 242 ordinances?
- 243   85. Is the property part of a condominium or other common interest ownership plan?
- 244  85a. If so, is the property subject to any covenants, conditions, or restrictions as a result of its being part  
 245 of a condominium or other form of common interest ownership?
- 246   86. As the owner of the property, are you required to belong to a condominium association or homeowners  
 247 association, or other similar organization or property owners?
- 248  86a. If so, what is the Association's name and telephone number?  
 249 \_\_\_\_\_
- 250   86b. If so, are there any dues or assessments involved?  
 251 If "yes," how much? \_\_\_\_\_
- 252  87. Are you aware of any defect, damage, or problem with any common elements or common areas that  
 253 materially affects the property?
- 254  88. Are you aware of any condition or claim which may result in an increase in assessments or fees?
- 255   89. Since you purchased the property, have there been any changes to the rules or by-laws of the  
 256 Association that impact the property?
- 257 90. Explain any "yes" answers you give in this section:  
 258 \_\_\_\_\_  
 259 \_\_\_\_\_

**MISCELLANEOUS**

- 262 Yes No Unknown
- 263   91. Are you aware of any existing or threatened legal action affecting the property or any condominium  
 264 or homeowners association to which you, as an owner, belong?
- 265   92. Are you aware of any violations of Federal, State or local laws or regulations relating to this property?
- 266   93. Are you aware of any zoning violations, encroachments on adjacent properties, non-conforming  
 267 uses, or set-back violations relating to this property? If so, please state whether the condition is pre-  
 268 existing non-conformance to present day zoning or a violation to zoning and/or land use laws.  
 269 \_\_\_\_\_  
 270 \_\_\_\_\_
- 271   94. Are you aware of any public improvement, condominium or homeowner association assessments  
 272 against the property that remain unpaid? Are you aware of any violations of zoning, housing,  
 273 building, safety or fire ordinances that remain uncorrected?
- 274    95. Are there mortgages, encumbrances or liens on this property?
- 275   95a. Are you aware of any reason, including a defect in title, that would prevent you from conveying  
 276 clear title?
- 277   96. Are you aware of any material defects to the property, dwelling, or fixtures which are not disclosed  
 278 elsewhere on this form? (A defect is "material," if a reasonable person would attach importance  
 279 to its existence or non-existence in deciding whether or how to proceed in the transaction.)  
 280 If "yes," explain: \_\_\_\_\_  
 281 \_\_\_\_\_
- 282   97. Other than water and sewer charges, utility and cable tv fees, your local property taxes, any special  
 283 assessments and any association dues or membership fees, are there any other fees that you pay on  
 284 an ongoing basis with respect to this property, such as garbage collection fees?
- 285 98. Explain any other "yes" answers you give in this section:  
 286 **Mortgage (#95)**  
 287 \_\_\_\_\_  
 288 \_\_\_\_\_  
 289 \_\_\_\_\_  
 290 \_\_\_\_\_

**291 RADON GAS Instructions to Owners**

**292** 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  
**293** 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  
**294** 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  
**295** owners may waive, in writing, this right of confidentiality. As the owner(s) of this property, do you wish to waive this right?

**296** Yes No DS Initial  
**297**   EBJ IN D  
**298** (Initials) (Initials)

**300** If you responded “yes,” answer the following questions. If you responded “no,” proceed to the next section.

**301** Yes No Unknown  
**302**    99. Are you aware if the property has been tested for radon gas? (Attach a copy of each test report if  
**303** available.)  
**304**   100. Are you aware if the property has been treated in an effort to mitigate the presence of radon gas?  
**305** (If “yes,” attach a copy of any evidence of such mitigation or treatment.)  
**306**   101. Is radon remediation equipment now present in the property?  
**307**   101a. If “yes,” is such equipment in good working order?  
**308**

**311 MAJOR APPLIANCES AND OTHER ITEMS**

**312** 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  
**313** in the sale of the property. Which of the following items are present in the property? (For items that are not present, indicate “not  
**314** applicable.”)

**315** Yes No Unknown N/A  
**316**     102. Electric Garage Door Opener  
**317**     102a. If “yes,” are they reversible? Number of Transmitters 4  
**318**     103. Smoke Detectors  
**319**      Battery  Electric  Both How many 4  
**320**  Carbon Monoxide Detectors How many 3  
**321** Location \_\_\_\_\_  
**322**    104. With regard to the above items, are you aware that any item is not in working order?  
**323** 104a. If “yes,” identify each item that is not in working order or defective and explain the nature  
**324** of the problem: \_\_\_\_\_  
**325** \_\_\_\_\_  
**326** \_\_\_\_\_  
**327**     105.  In-ground pool  Above-ground pool  Pool Heater  Spa/Hot Tub  
**328**     105a. Were proper permits and approvals obtained?  
**329**     105b. Are you aware of any leaks or other defects with the filter or the walls or other structural or  
**330** mechanical components of the pool or spa/hot tub?  
**331**     105c. If an in-ground pool, are you aware of any water seeping behind the walls of the pool?  
**332** 106. Indicate which of the following may be included in the sale? (Indicate Y for yes N for no.)  
**333**  Refrigerator  
**334**  Range  
**335**  Microwave Oven  
**336**  Dishwasher  
**337**  Trash Compactor  
**338**  Garbage Disposal  
**339**  In-Ground Sprinkler System  
**340**  Central Vacuum System  
**341**  Security System  
**342**  Washer  
**343**  Dryer  
**344**  Intercom  
**345**  Other  
**346**    107. Of those that may be included, is each in working order?  
**347** If “no,” identify each item not in working order, explain the nature of the problem:  
**348** \_\_\_\_\_  
**349** \_\_\_\_\_  
**350** \_\_\_\_\_

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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

- 109. When was the Solar Panel System Installed? \_\_\_\_\_
- 109a. What is the name and contact information of the business that installed the Solar Panel System? \_\_\_\_\_
- 109b. Do you have documents and/or contracts relating to the Solar Panel System? If “yes,” please attach copies to this form.
- 110. Are SRECs available from the Solar Panel System?
- 110a. If SRECs are available, when will the SRECs expire? \_\_\_\_\_
- 111. Is there any storage capacity on the Property for the Solar Panel System?
- 112. Are you aware of any defects in or damage to any component of the Solar Panel System? If yes, explain: \_\_\_\_\_

**Choose one of the following three options:**

- 113a. 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.
- 113b. The Solar Panel System is the subject of a lease agreement. If yes, proceed to **Section B** below.
- 113c. 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**

- 114. What is the current periodic payment amount? \$ \_\_\_\_\_
- 115. What is the frequency of the periodic payments (check one)?     Monthly     Quarterly
- 116. What is the expiration date of the PPA, which is when you will become the owner of the Solar Panel System? \_\_\_\_\_ (“PPA Expiration Date”)
- 117. Is there a balloon payment that will become due on or before the PPA Expiration Date?
- 118. If there is a balloon payment, what is the amount? \$ \_\_\_\_\_

**Choose one of the following three options:**

- 119a. Buyer will assume my/our obligations under the PPA at Closing.
- 119b. I/we will pay off or otherwise obtain cancellation of the PPA as of the Closing so that the Solar Panel System can be included in the sale free and clear.
- 119c. 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**

- 120. What is the current periodic lease payment amount? \$ \_\_\_\_\_
- 121. What is the frequency of the periodic lease payments (check one)?     Monthly     Quarterly
- 122. What is the expiration date of the lease? \_\_\_\_\_

**Choose one of the following two options:**

- 123a. Buyer will assume our obligations under the lease at Closing.
- 123b. I/we will obtain an early termination of the lease and will remove the Solar Panel System prior to Closing.

**SECTION C - THE SOLAR PANEL SYSTEM IS SUBJECT TO ENERGY CERTIFICATE(S)**

- 124. Are Solar Transition Renewable Energy Certificates (“TREC”) available from the Solar Panel System?
- 124a. If TREC are available, when will the TREC expire? \_\_\_\_\_
- 125. Are Solar Renewable Energy Certificates IIs (“SREC IIs”) available from the Solar Panel System?
- 125a. If SREC IIs are available, when will the SREC IIs expire? \_\_\_\_\_

411 **WATER INTRUSION**

412 Yes No Unknown

413    126. Are you aware of any water leakage, accumulation or dampness, the presence of mold or other similar  
 414 natural substance, or repairs or other attempts to control any water or dampness problem on the  
 415 Property? If yes, please describe the nature of the issue and any attempts to repair or control it: \_\_\_\_\_  
 416 \_\_\_\_\_  
 417 \_\_\_\_\_

If yes, pursuant to New Jersey law, the **buyer** of the real Property is advised to refer to the ‘Mold Guidelines for New Jersey Residents’ pamphlet issued by the New Jersey Department of Health ([njreal.to/mold-guidelines](http://njreal.to/mold-guidelines)) and has the right to request a physical copy of the pamphlet from the real estate broker, broker-salesperson, or salesperson.

423 **FLOOD RISK**

424 Flood risks in New Jersey are growing due to the effects of climate change. Coastal and inland areas may experience significant flooding  
 425 now and in the near future, including in places that were not previously known to flood. For example, by 2050, it is likely that sea-level  
 426 rise will meet or exceed 2.1 feet above 2000 levels, placing over 40,000 New Jersey properties at risk of permanent coastal flooding.  
 427 In addition, precipitation intensity in New Jersey is increasing at levels significantly above historic trends, placing inland properties at  
 428 greater risk of flash flooding. These and other coastal and inland flood risks are expected to increase within the life of a typical mortgage  
 429 originated in or after 2020.

431 To learn more about these impacts, including the flood risk to the Property, visit [njreal.to/flood-disclosure](http://njreal.to/flood-disclosure). To learn more about how to  
 432 prepare for a flood emergency, visit [njreal.to/flood-planning](http://njreal.to/flood-planning).

434 Yes No Unknown

435   127. Is any or all of the Property located wholly or partially in the Special Flood Hazard Area (“100-  
 436 year floodplain”) according to FEMA’s current flood insurance rate maps for your area?

437   128. Is any or all of the Property located wholly or partially in a Moderate Risk Flood Hazard Area  
 438 (“500-year floodplain”) according to FEMA’s current flood insurance rate maps for your area?

439    129. Is the Property subject to any requirement under federal law to obtain and maintain flood  
 440 insurance on the Property?

*Properties in the special flood hazard area, also known as high risk flood zones, on FEMA’s flood insurance rate maps with mortgages from federally regulated or insured lenders are required to obtain and maintain flood insurance. Even when not required, FEMA encourages property owners in high risk, moderate risk, and low risk flood zones to purchase flood insurance that covers the structure and the personal property within the structure. Also note that properties in coastal and riverine areas may be subject to increased risk of flooding over time due to projected sea level rise and increased extreme storms caused by climate change which may not be reflected in current flood insurance rate maps.*

448    130. Have you ever received assistance, or are you aware of any previous owners receiving assistance,  
 449 from FEMA, the U.S. Small Business Administration, or any other federal disaster flood assistance  
 450 for flood damage to the Property?

*For properties that have received federal disaster assistance, the requirement to obtain flood insurance passes down to all future owners. Failure to obtain and maintain flood insurance can result in an individual being ineligible for future assistance.*

454    131. Is there flood insurance on the Property?  
 455 *A standard homeowner’s insurance policy typically does not cover flood damage. You are encouraged to examine your  
 456 policy to determine whether you are covered.*

457    132. Is there a FEMA elevation certificate available for the Property? If so, the elevation certificate  
 458 must be shared with the buyer.

*An elevation certificate is a FEMA form, completed by a licensed surveyor or engineer. The form provides critical information about the flood risk of the Property and is used by flood insurance providers under the National Flood Insurance Program to help determine the appropriate flood insurance rating for the Property. A buyer may be able to use the elevation certificate from a previous owner for their flood insurance policy.*

463    133. Have you ever filed a claim for flood damage to the Property with any insurance provider,  
 464 including the National Flood Insurance Program?

If the claim was approved, what was the amount received? \$ \_\_\_\_\_

466    134. Has the Property experienced any flood damage, water seepage, or pooled water due to a natural  
 467 flood event, such as heavy rainfall, coastal storm surge, tidal inundation, or river overflow?

If so, how many times? \_\_\_\_\_

469 135. Explain any “yes” answers that you give in this section: \_\_\_\_\_  
 470 \_\_\_\_\_



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DocuSigned by:  
*Edward Barkhorn Jr.*  
SELLER 9BA9C738B06748A...

9/8/2024 | 17:34 PDT

DATE

Signed by:  
*[Signature]*  
SELLER 004EAE7F854F400...

9/8/2024 | 21:01 EDT

DATE

SELLER

DATE

SELLER

DATE

**EXECUTOR, ADMINISTRATOR, TRUSTEE**

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

DATE

DATE

**RECEIPT AND ACKNOWLEDGMENT BY PROSPECTIVE BUYER**

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

PROSPECTIVE BUYER

DATE

PROSPECTIVE BUYER

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PROSPECTIVE BUYER

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PROSPECTIVE BUYER

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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>Jennifer Miller</i>	9/19/2024   14:43 EDT
SELLER'S REAL ESTATE BROKER/ BROKER-SALESPERSON/SALESPERSON:	DATE

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



**Addendum to the Seller's Property Condition Disclosure Statement for:**

115 Hobart Avenue, Millburn, NJ

The following items are to be INCLUDED in the sale:  
 Grill, mounted tv in boys bedroom, wine fridge, mounted TV in office, washer, dryer, mounted TV in living room, Bose surround sound in living room.

The following items are to be EXCLUDED from the sale:  
 Fire pit, backyard wood sculpture,

The following items are to convey in strictly AS-IS condition:  
 Chimney, fireplace and associated components (no known issues), attic windows (no known issues)

DocuSigned by:  
 Seller: Edward Barkhorn Jr. 8/8/2024 | 17:34 EDT Buyer: \_\_\_\_\_  
5BA0C738B06748A... (date) (date)

Signed by:  
 Seller: [Signature] 9/8/2024 | 21:01 EDT Buyer: \_\_\_\_\_  
804EAE7F864F400... (date) (date)

