

NOTICE OF AGENCY RELATIONSHIP



When working with a real estate licensee in buying, selling, or leasing real estate, West Virginia Law requires that you be informed of whom the licensee is representing in the transaction. The licensee may represent the seller/lessor, the buyer/lessee, or both. The party represented by the licensee is known as the licensee's principal and as such, the licensee owes the principal the duty of utmost care, integrity, honesty, and loyalty.

Regardless of whom they represent, the licensee has the following duties to all consumers in any transaction:

- Diligent exercise of reasonable skill and care in the performance of the licensee's duties.
- A duty of honest and fair dealing and good faith.
- Must offer all property without regard to race, religion, color, national origin, ancestry, sex, age, blindness, or disability.
- Must promptly present all written offers to the owner.
- Provide a true, legible copy of every contract to each person signing the contract.

The licensee is not obligated to reveal to either party any confidential information obtained from the other party which does not involve the affirmative duties set forth above.

Should you desire to have a real estate licensee represent you as your agent, you should enter into a written contract that clearly establishes the obligations of both parties. If you have any questions about the roles and responsibilities of a real estate licensee, the licensee can provide more information upon your request.

In compliance with the West Virginia Real Estate License Act, all parties are hereby notified that:

Tom Johnson (printed name of licensee), affiliated with
Coldwell Banker Stuart & Waits (brokerage name), is acting as the agent of:

- ☒ The Seller/Lessor ☐ The Buyer/Lessee
☐ The Seller/Lessor as a Designated Dual Agent ☐ The Buyer/Lessee as Designated Dual Agent
☐ The undersigned Seller/Lessor is unrepresented. ☐ The undersigned Buyer/Lessee is unrepresented.
☐ Both the Seller/Lessor and Buyer/Lessee, as a Limited Dual Agent

CERTIFICATION

By signing below, the parties certify that they have read and understand the information contained in this disclosure and have been provided with signed copies prior to signing any contract.

<u>X Zachary Pharris</u>	<u>5-26-26</u>		
Seller/Lessor	Date	Buyer/Lessee	Date
_____	_____	_____	_____
Seller/Lessor	Date	Buyer/Lessee	Date
_____	_____	_____	_____
Seller/Lessor	Date	Buyer/Lessee	Date
_____	_____	_____	_____

I hereby certify that I have provided the above-named individuals with a copy of this form prior to signing any contract.

Licensee's Signature Tom Johnson

Date 5/20/24

Licensee's Signature _____

Date _____



300 Capitol Street
Charleston, WV 25301
(304) 558-3555

<http://rec.wv.gov>



THIS FORM HAS BEEN PROMULGATED BY THE WVREC FOR THE REQUIRED USE BY ALL WEST VIRGINIA REAL ESTATE LICENSEES
REVISED OCT 24th 2024

Name Zachary Phillips
 Address 567 Hundley Rd Clintonville WV
 Date _____ MLS# _____

Disclosure of Information on Lead-Based Paint and/or Lead-Based Paint Hazards

Lead Warning Statement

Every purchaser of any interest in residential real property on which a residential dwelling was built prior to 1978 is notified that such property may present exposure to lead from lead-based paint that may place young children at risk of developing lead poisoning. Lead poisoning in young children may produce permanent neurological damage, including learning disabilities, reduced intelligence quotient, behavioral problems, and impaired memory. Lead poisoning also poses a particular risk to pregnant women. The seller of any interest in residential real property is required to provide the buyer with any information on lead-based paint hazards from risk assessments or inspections in the seller's possession and notify the buyer of any known lead-based paint hazards. A risk assessment or inspection for possible lead-based paint hazards is recommended prior to purchase.

Seller's Disclosure

(a) Presence of lead-based paint and/or lead-based paint hazards (check (i) or (ii) below):

- (i) _____ Known lead-based paint and/or lead-based paint hazards are present in the housing (Explain).
 (ii) 28 Seller has no knowledge of lead-based paint and/or lead-based paint hazards in the housing.

(b) Records and reports available to the seller (check (i) or (ii) below):

- (i) 28 Seller has provided the purchaser with all available records and reports pertaining to lead-based paint and/or lead-based paint hazards in the housing (list documents below).
 (ii) 28 Seller has no reports or records pertaining to lead-based paint and/or lead-based paint hazards in the housing.

Purchaser's Acknowledgment (initial)

- (c) _____ Purchaser has received copies of all information listed above.
 (d) _____ Purchaser has received the pamphlet *Protect Your Family from Lead in Your Home*.
 (e) Purchaser has (check (i) or (ii) below):
 (i) _____ received a 10-day opportunity (or mutually agreed upon period) to conduct a risk assessment or inspection for the presence of lead-based paint and/or lead-based paint hazards;
 or
 (ii) _____ waived the opportunity to conduct a risk assessment or inspection for the presence of lead-based paint and/or lead-based paint hazards.

Agent's Acknowledgment (initial)

- (f) TP Agent has informed the seller of the seller's obligations under 42 U.S.C. 4852d and is aware of his/her responsibility to ensure compliance.

Certification of Accuracy

The following parties have reviewed the information above and certify, to the best of their knowledge, that the information they have provided is true and accurate.

Zachary Phillips 5-26-26
 Seller _____ Date _____ Purchaser _____ Date _____
 Seller [Signature] Date 5-26-26 Purchaser _____ Date _____
 Agent _____ Date _____ Agent _____ Date _____

SELLERS RESIDENTIAL PROPERTY DISCLOSURE STATEMENT

(This is not a warranty of the property condition)

SELLER'S NAME ZACHARY PHIPPS

PROPERTY ADDRESS 567 HUNDLEY RD CLINTONVILLE, WV

Notice to Seller: This document allows Sellers of WV residential property to disclose to a potential Buyer all known facts that materially and adversely affect the value of the subject property being offered for sell that are not readily observable. This disclosure statement is designed to assist the Seller with informing a potential Buyer in evaluating the property being considered. **The Listing Real Estate Broker, the Selling Real Estate Broker and their respective Agents will also rely upon this information as they market and present the property to prospective Buyers.** Though completion of this document is not required by WV Code, it serves as a means to inform all parties involved.

Seller's Initials _____ / _____

NOTICE TO PURCHASER: The information provided is the representation of the Sellers to the best of their knowledge as of the date noted. Disclosure by the Sellers is not a substitute for an inspection and you may wish to obtain such by an independent home inspection company. The information contained in this statement is not a warranty by the Sellers as to the condition of the property of which the Sellers have no knowledge or other conditions of which the Sellers have no actual knowledge. But, the Seller is required to disclose any known latent (hidden, concealed or unseen) defects to any potential buyer.

Buyer's Initials _____ / _____

_____/_____/____/____ (initial if applicable) The Subject Property is non-owner occupied and the seller is completing the document with limited knowledge of the property.

1. Year Built? 77 & 73
2. How long have you owned the property? in the family 42 years
3. Do you have an accurate survey of the property? yes
4. Dates lived in property early 80s to present Check here if never occupied _____

Property Systems: Water, Sewage, Heating & Air Conditioning (Answer all that apply)

1. **Water Supply** ☐ Public ☒ Well ☐ Other

Are there any known issues with the water supply?

2P ☒ Yes ☒ No ☐ Unknown ☐ N/A

Comments: _____

Home water treatment system:

☐ Yes ☒ No ☐ Unknown ☐ N/A

Comments: _____

Fire sprinkler system:

2P ☒ Yes ☒ No ☐ Unknown ☐ N/A

Comments: _____

Are the systems in operating condition?

☒ Yes ☐ No ☐ Unknown ☐ N/A

Comments: _____

Page 1 of 5

Seller 2P / _____

Buyer _____ / _____

2. **Sewage Disposal** ☐ Public ☒ Septic System approved for 5 (#) Bedrooms
Septic Systems: Is the septic system functioning properly? ☒ Yes ☐ No ☐ Unknown ☐ N/A

When was the septic system last pumped? Date: Unknown

Comments: _____

3. **Heating System** ☐ Oil ☐ Natural Gas ☒ Electric ☐ Propane ☐ Heat Pump ☐ Other / Age _____
Heating Systems: Is heat supplied to all finished rooms: ☐ Yes ☐ No ☐ Unknown ☐ N/A
Are the systems in operating condition? ☐ Yes ☐ No ☐ Unknown ☐ N/A

Comments: _____

4. **Air Conditioning** ☐ Oil ☐ Natural Gas ☒ Electric ☐ Propane ☐ Heat Pump ☐ Other / Age _____
Is cooling supplied to all finished rooms: ☐ Yes ☐ No ☐ Unknown ☐ N/A
Is the system in operating condition? ☐ Yes ☐ No ☐ Unknown ☐ N/A

Comments: _____

5. **Hot Water** ☐ Oil ☐ Natural Gas ☒ Electric ☐ Other / Capacity _____ / Age _____

Are there any known issues with the Hot Water system? _____

Comments: _____

Please indicate your actual knowledge with respect to the following:

6. **Foundation:** Any settlement or other problems? ☐ Yes ☒ No ☐ Unknown ☐ N/A

Comments: _____

7. **Basement/Crawlspace/Cellar:** Any leaks or moisture? ☐ Yes ☐ No ☒ Unknown ☐ N/A

Comments: _____

8. **Roof:** Any leaks or evidence of moisture? ☐ Yes ☒ No ☐ Unknown ☐ N/A

Type of Roof: _____ Age: _____
Is there any existing fire retardant treated plywood? ☐ Yes ☐ No ☐ Unknown ☐ N/A

Comments: _____

9. **Plumbing System:** Is the system in operating condition? ☒ Yes ☐ No ☐ Unknown ☐ N/A

Are there any known issues with the Plumbing system? No

Comments: _____

10. Electric Systems: Are there any known issues with the electrical system; fuses, circuit breakers, outlets or wiring, etc....?

Comments: No

11. Insulation:

In exterior walls?

☒ Yes ☐ No ☐ Unknown ☐ N/A

In ceiling/attic?

☒ Yes ☐ No ☐ Unknown ☐ N/A

Under the floor?

☒ Yes ☐ No ☐ Unknown ☐ N/A

In any other areas?

☒ Yes ☐ No ☐ Unknown ☐ N/A

Comments: _____

12. Exterior Drainage: Does water stand on the property after heavy rain?

☐ Yes ☒ No ☐ Unknown ☐ N/A

Are gutters and downspouts in good repair?

☒ Yes ☐ No ☐ Unknown ☐ N/A

Comments: _____

13. Wood-destroying insects: Any known infestation and /or prior damage?

☐ Yes ☒ No ☐ Unknown ☐ N/A

Any known treatments or repairs?

☐ Yes ☒ No ☐ Unknown ☐ N/A

Any warranties?

☐ Yes ☒ No ☐ Unknown ☐ N/A

Comments: _____

14. Is a carbon monoxide alarm installed in the property?

☐ Yes ☒ No ☐ Unknown ☐ N/A

Comments: _____

15. Are there any hazardous or regulated materials including, but not limited to, mold asbestos, radon gas, lead-based paint, licensed landfills, methamphetamine lab, underground storage tanks, any mining operations or other past contamination on the property?

☐ Yes ☒ No ☐ Unknown ☐ N/A

If yes, please specify; _____

16. Are there Fireplace(s)/Woodstove(s)/Chimney(s)?

☐ Yes ☒ No ☐ Unknown ☐ N/A

To your knowledge are they in good working condition?

☐ Yes ☐ No ☐ Unknown ☐ N/A

Comments: _____

17. Are there any zoning violations, nonconforming uses, violation of building restrictions or Set-back requirements or any recorded or unrecorded easement, except for utilities, on or affecting the property? ☐ Yes ☒ No ☐ Unknown ☐ N/A

If yes, please specify: _____

18. If you or a contractor has made improvements to the property, were the required permits obtained from the county or local permitting office? ☐ Yes ☐ No ☐ Unknown ☐ N/A

Comments: _____

19. Is the property located in a flood zone, farmland/conservation area, wetland area and /or historic district designated by locality? ☐ Yes ☒ No ☐ Unknown ☐ N/A

Comments: _____

20. Is the property subject to any restrictions; Home Owners Association restrictions, Community Association or any deed restrictions? ☐ Yes ☒ No ☐ Unknown ☐ N/A

Comments: _____

21. Do you own the mineral rights? ☐ Yes ☐ No ☒ Unknown ☐ N/A
Do the current owners intend to transfer all rights; surface and mineral, to the new owners at closing? ☒ Yes ☐ No ☐ Unknown ☐ N/A

Comments: _____

22. To your knowledge has there ever been a murder or suicide within the boundaries of the subject property? ☐ Yes ☒ No ☐ Unknown ☐ N/A

Comments: _____

23. To your knowledge has there ever been illegal drug or criminal activity within the boundaries of the subject property; meth lab, etc... ☐ Yes ☒ No ☐ Unknown ☐ N/A

Comments: _____

24. Are there any other material defects, including latent defects, affecting the physical condition of the property? ☐ Yes ☒ No ☐ Unknown ☐ N/A

Comments: _____

25. Other Structural Systems: including but not limited to exterior walls, floors, driveways, sidewalks, etc...; Any defects (structural or otherwise)? ☐ Yes ☒ No ☐ Unknown ☐ N/A

Comments: _____

NOTE: Seller may wish to disclose additional property conditions of the subject property, land and or other buildings on the property below, that may not have been listed previously in this document.

Additional Discloser Items if any:

ON Small lot next door there is a septic tank
also has lines underground for well water.

~~Value~~ Value is under the house Being sold

AS IS. 2 separate Septic Tanks & water Line
use to Run both places.

Seller Zachary Phlips Date 5-26-26

Seller _____ Date _____

Purchaser _____ Date _____

Purchaser _____ Date _____



COLDWELL BANKER
STUART AND WATTS
REAL ESTATE

RESIDENTIAL PROPERTY DISCLAIMER STATEMENT

NOTE TO SELLER(S): Sign this statement only if you elect to sell the property without representations and warranties as to its conditions, except as otherwise provided in the purchase contract, otherwise complete and sign the RESIDENTIAL PROPERTY DISCLOSURE STATEMENT.

PROPERTY ADDRESS/LEGAL DESCRIPTION:

567 HUNDLET Rd Clintonville, WV

The undersigned Seller(s) of the real property described above make no representation or warranties as to the condition of the real property or any improvements thereon and the Purchaser(s) will be receiving the property "As Is / Where Is", that is, with all defects which may exist, if any, except as otherwise provided in the Real Estate Purchase Agreement.

All Inspections are welcome but will be fact finding for the Purchaser(s) only. Any Inspections performed will be at the Purchaser(s) sole expense, including any utility connections. The results of any Inspections performed will not be shared by any means with the Listing Agent/Realtor and/or Seller(s) unless mutually agreed to by both parties.

Zechariah Phlips

Seller Signature

Date

Seller Signature

Date

Purchaser Signature

Date

Purchaser Signature

Date

Stuart and Watts Real Estate, 174 Northridge Dr, Lewisburg WV 24901 - 304-645-1242 Ver: 6-23