



**RE/MAX<sup>®</sup>**  
**Professionals, Inc.**  
 Littleton, Colorado  
 (303) 932-3306



THIS FORM HAS IMPORTANT LEGAL  
 CONSEQUENCES AND THE PARTIES SHOULD  
 CONSULT LEGAL AND TAX OR  
 OTHER COUNSEL BEFORE SIGNING.

**SELLER'S PROPERTY  
 DISCLOSURE**  
 (ALL TYPES OF PROPERTIES)

**THIS DISCLOSURE SHOULD BE COMPLETED BY SELLER, NOT BY BROKER.**

Seller states that the information contained in this Disclosure is correct to the best of Seller's CURRENT ACTUAL KNOWLEDGE as of this Date.  
 Broker may deliver a copy of this Disclosure to prospective buyers.

Note: If an item is not present at the Property insert "N/A" in the Comments column. The Contract to Buy and Sell Real Estate, not this Disclosure form, determines whether an item is included or excluded.

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

Property Address:

5759 SOUTH JAY STREET

LITTLETON

COLORADO

80123

(Street Address

City

State

Zip)

Seller:

TAREK F.M. SAAD AND MARCI D. CLABAUGH

**I. IMPROVEMENTS**

If this box is checked, there are no structures or improvements on the Property; do not complete Sections A - G.

A. STRUCTURAL CONDITIONS	Yes	No	Do Not Know	COMMENTS
To Seller's current actual knowledge, do any of the following conditions now exist or have they ever existed:				
1 Structural problems				
2 Moisture and/or water problems		X		
3 Damage due to termites, other insects or rodents		X		
4 Damage due to hail, wind, fire or flood		X		
5 Cracks, heaving or settling problems		X		
6 Exterior wall or window problems		X		
7 Exterior Artificial Stucco (EIFS)		X		
8 Any additions or alterations made without a required building permit		X		
9 Building code violations		X		

B. ROOF	Yes	No	Do Not Know	COMMENTS
1 Roof problems		X		
2 Roof material _____ Age _____ Roof material _____ Age _____				
3 Roof leak: Past		X		
4 Roof leak: Present		X		
5 Damage to roof: Past		X		
6 Damage to roof: Present		X		
7 Roof under warranty until _____ Transferable _____		X	X	
8 Roof work done while under current roof warranty		X		
9 Skylight problems		X		
10 Gutter or down spout problems		X		

IN WORKING CONDITION

C. APPLIANCES	Yes	No	Do Not Know	Age If Known	COMMENTS
1 Built-in vacuum system & accessories		X			
2 Clothes dryer		X			
3 Clothes washer		X			
4 Dishwasher	X				
5 Disposal	X				
6 Freezer		X			
7 Gas Grill		X			
8 Hood	X				
9 Microwave oven	X				
10 Oven	X				
11 Range	X				

The printed portions of this form, except *differentiated* additions, have been approved by the Colorado Real Estate Commission. (SPD 19-10-06)  
 (Mandatory 1-07)

IN WORKING CONDITION

C. APPLIANCES (Continued)	Yes	No	Do Not Know	Age If Known	COMMENTS
12 Refrigerator	X				
13 T.V. antenna: <input type="checkbox"/> Owned <input type="checkbox"/> Leased		X			
14 Satellite system or DSS dish: <input checked="" type="checkbox"/> Owned <input type="checkbox"/> Leased	X				
15 Trash Compactor		X			

IN WORKING CONDITION

D. ELECTRICAL & TELECOMMUNICATIONS	Yes	No	Do Not Know	Age If Known	COMMENTS
1 Security system: <input checked="" type="checkbox"/> Owned <input type="checkbox"/> Leased	X				
2 Smoke/fire detectors: <input checked="" type="checkbox"/> Battery <input type="checkbox"/> Hardwire	X				
3 Light fixtures	X				
4 Switches & outlets	X				
5 Aluminum wiring			X		
6 Electrical: Phase _____ Voltage _____			X		
7 Telecommunications (T1, fiber, cable, satellite)	X				
8 Inside telephone wiring & blocks/jacks	X				
9 Abandoned communication cables: <input type="checkbox"/> Yes <input type="checkbox"/> No			X		
10 Ceiling fans	X				
11 Garage door opener	X				
12 Garage door control(s) # <u>1</u>	X				
13 Intercom/doorbell	X				
14 In-wall speakers	X				
15 220 volt service	X				
16 Landscape lighting		X			

IN WORKING CONDITION

E. MECHANICAL	Yes	No	Do Not Know	Age If Known	COMMENTS
1 Air conditioning:					
Evaporative cooler		X			
Window units		X			
Central	X				
Computer room		X			
2 Attic/whole house fan	X				
3 Vent fans	X				
4 Humidifier		X			
5 Air purifier		X			
6 Sauna		X			
7 Hot tub or spa		X			
8 Steam room/shower		X			
9 Pool		X			
10 Heating system:					
Type <u>Gas forced air</u> Fuel _____	X				
Type _____ Fuel _____					
11 Water heater: Number of <u>2</u>					
Fuel type <u>Gas</u> Capacity <u>50/40</u>	X				
12 Fireplace: Type _____ Fuel <u>Gas</u>	X				
13 Fireplace insert		X			
14 Stove: Type _____ Fuel _____		X			
15 When was fireplace/wood stove, chimney/flue last cleaned:					
Date: _____ <input checked="" type="checkbox"/> Do not know					
16 Fuel tanks: <input type="checkbox"/> Owned <input type="checkbox"/> Leased		X			
17 Radiant heating system: <input type="checkbox"/> Interior <input type="checkbox"/> Exterior		X			
Hose Type _____		X			
18 Overhead door	X				
19 Entry gate system	X				
20 Elevator/escalators	X				
21 Lift/hoist/crane	X				

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IN WORKING CONDITION

F. WATER, SEWER & OTHER UTILITIES		Yes	No	Do Not Know	Age If Known	COMMENTS
1	Water filter system: <input type="checkbox"/> Owned <input type="checkbox"/> Leased		xx			
2	Water softener: <input type="checkbox"/> Owned <input type="checkbox"/> Leased		xx			
3	Sewage problems: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Do not know					
4	Lift station (sewage ejector pump)		xx			
5	Drainage, storm sewers, retention ponds		xx			
6	Gray water storage/use		xx			
7	Plumbing problems: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Do not know					
8	Sump pump	xx				
9	Underground sprinkler system	xx				
10	Fire sprinkler system		xx			
11	Polybutylene pipe: <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Do not know					
12	Galvanized pipe: <input type="checkbox"/> Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> Do not know					
13	Backflow prevention device: <input type="checkbox"/> Domestic <input type="checkbox"/> Irrigation <input type="checkbox"/> Fire <input type="checkbox"/> Sewage			xx		
14	Irrigation pump		xx			
15	Well pump		xx			

G. OTHER DISCLOSURES - IMPROVEMENTS		Yes	No	Do Not Know	COMMENTS
1	Included fixtures and equipment in working condition	xx			
2					
3					
4					

II. GENERAL

H. USE, ZONING & LEGAL ISSUES		Yes	No	Do Not Know	COMMENTS
1	Current use of the Property				
2	Zoning violation, variance, conditional use, enforceable PUD or non-conforming use		xx		
3	Notice or threat of condemnation proceedings		xx		
4	Notice of any adverse conditions from any governmental or quasi-governmental agency that have not been resolved		xx		
5	Violation of restrictive covenants or owners' association rules or regulations		xx		
6	Notice of zoning action related to the Property		xx		
7	Notice of ADA complaint or report		xx		
8	Other legal action		xx		

I. ACCESS, PARKING, DRAINAGE & SIGNAGE		Yes	No	Do Not Know	COMMENTS
1	Any access problems		xx		
2	Roads, driveways, trails or paths through the Property used by others		xx		
3	Public highway or county road border the Property		xx		
4	Encroachments, boundary disputes or unrecorded easements		xx		
5	Shared or common areas with adjoining properties		xx		
6	Cross-parking agreement, covenants, easements		xx		
7	Requirements for curb, gravel/paving, landscaping		xx		
8	Flooding or drainage problems: Past		xx		
9	Flooding or drainage problems: Present		xx		
10	Signs: <input type="checkbox"/> Owned <input type="checkbox"/> Leased		xx		
11	Signs: Government or private restriction problems		xx		

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J. WATER & SEWER SUPPLY		Yes	No	Do Not Know	COMMENTS
1	Water rights Type _____		X		
2	Water tap fees paid in full	X			
3	Sewer tap fees paid in full	X			
4	Subject to augmentation plan		X		
5	Well required to be metered		X		
6 Type of water supply: <input checked="" type="checkbox"/> Public <input type="checkbox"/> Community <input type="checkbox"/> Well <input type="checkbox"/> Shared Well <input type="checkbox"/> Cistern <input type="checkbox"/> None <input type="checkbox"/> Other _____ If the Property is served by a well, supply to Buyer a copy of the well permit and drilling records. Well Permit #: _____ Water Company Name: <u>Denver Water</u>					
7 Type of sanitary sewer service: <input checked="" type="checkbox"/> Public <input type="checkbox"/> Community <input type="checkbox"/> Septic System <input type="checkbox"/> None <input type="checkbox"/> Other _____ If the Property is served by an on-site septic system, supply to buyer a copy of the permit. Type of septic system: <input type="checkbox"/> Tank <input type="checkbox"/> Leach <input type="checkbox"/> Lagoon					

K. ENVIRONMENTAL CONDITIONS (other than a methamphetamine laboratory) Note 1 To Seller's current actual knowledge, do any of the following conditions now exist or have they existed:		Yes	No	Do Not Know	COMMENTS
1	Hazardous materials on the Property, such as radioactive, toxic, or biohazardous materials, asbestos, pesticides, herbicides, wastewater and other sludge, radon, methane, solvents or petroleum products		X		
2	Underground storage tanks		X		
3	Aboveground storage tanks		X		
4	Underground transmission lines		X		
5	Pets kept on the Property		X		
6	Property used as, situated on, or adjoining a dump, land fill or municipal solid waste land fill		X		
7	Monitoring wells or test equipment		X		
8	Sliding, settling, upheaval, movement or instability of earth or expansive soils of the Property		X		
9	Mine shafts, tunnels or abandoned wells on the Property		X		
10	Within governmentally designated geological hazard or sensitive area		X		
11	Within governmentally designated flood plain or wetland area		X		
12	Governmentally designated noxious weeds (within last 3 years only) If yes, see Section O.		X		
13	Dead, diseased or infested trees or shrubs		X		
14	Environmental assessments, studies or reports done involving the physical condition of the Property		X		
15	Property used for any mining, graveling, or other natural resource extraction operations such as oil and gas wells		X		
16	Endangered species on the Property		X		
17	Archeological features, fossils, or artifacts on the Property		X		
18	<del>Property previously used as a methamphetamine laboratory</del>		X		Note 1
19	Interior of Improvements of Property Smoke-free	X			
20	Other environmental problems		X		

L. ASSESSMENTS & LIENS		Yes	No	Do Not Know	COMMENTS
1	Property is part of an owners' association	X			
2	Special assessments or increases in regular assessments approved by owners' association but not yet implemented		X		
3	Government special improvements approved, but not yet installed, that may become a lien against the Property		X		

M. OTHER DISCLOSURES - GENERAL		Yes	No	Do Not Know	COMMENTS
1	Any part of the Property leased to others (written or oral)		X		
2	Written reports of any building, site, roofing, soils or engineering investigations or studies of the Property		X		
3	Work done under an insurance claim		X		
4	Structural, architectural and engineering plans and/or specifications for any existing improvements		X		
5	Property was previously used as a methamphetamine laboratory and not remediated to state standards (Note 1)		X		
6					
7					
8					

Note 1: change per CREC interim language approved 4/3/2007

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**III. LAND**

N. CROPS, LIVESTOCK & LEASES		Yes	No	Do Not Know	COMMENTS
1	Crops being grown on the Property				
2	Seller owns all crops		<input checked="" type="checkbox"/>		
3	Livestock on the Property		<input checked="" type="checkbox"/>		
4	Any land leased from others <input type="checkbox"/> State <input type="checkbox"/> BLM <input type="checkbox"/> Federal <input type="checkbox"/> Private <input type="checkbox"/> Other		<input checked="" type="checkbox"/>		

**O. NOXIOUS WEEDS**

The Colorado Weed Management Act became law on January 1, 1992. The law requires that every county or municipality in Colorado adopt a weed management plan, outlining the rules governing identification and method of eradication. The State of Colorado has identified PURPLE LOOSESTRIFE, SPOTTED KNAPWEED, MUSK THISTLE, LEAFY SPURGE, CANADIAN THISTLE, DIFFUSE KNAPWEED, RUSSIAN KNAPWEED, DALMATION TOADFLAX and YELLOW TOADFLAX, among others, as noxious weeds.

To Seller's current actual knowledge, have any of the following occurred to the Property within the last 3 years:		Yes	No	Do Not Know	COMMENTS
1	Identification of noxious weeds		<input checked="" type="checkbox"/>		
2	Subject to written weed control plan		<input checked="" type="checkbox"/>		
3	Herbicides applied		<input checked="" type="checkbox"/>		
4	Biological agents or insects released on any of the noxious weeds		<input checked="" type="checkbox"/>		

P. OTHER DISCLOSURES - Land		Yes	No	Do Not Know	COMMENTS
1	Any part of the Property enrolled in any governmental programs such as Conservation Reserve Program (CRP), Wetlands Reserve Program (WRP), etc.		<input checked="" type="checkbox"/>		
2	Conservation easement		<input checked="" type="checkbox"/>		
3					
4					
5					

Seller and Buyer understand that the real estate brokers do not warrant or guarantee the above information on the Property. Property inspection services may be purchased. This form is **not** intended as a substitute for an inspection of the Property.

**ADVISORY TO SELLER:**  
**Failure to disclose a known material defect may result in legal liability.**

The information contained in this Disclosure has been furnished by Seller, who certifies to the truth thereof based on Seller's CURRENT ACTUAL KNOWLEDGE. Any changes will be disclosed by Seller to Buyer promptly after discovery. Seller hereby receipts for a copy of this Disclosure.

Seller Alan J. Smith Date 7-18-07 Seller \_\_\_\_\_ Date \_\_\_\_\_  
 Seller Maici D. Clabough Date 7-11-07 Seller \_\_\_\_\_ Date \_\_\_\_\_

**ADVISORY TO BUYER:**  
 Even though Seller has answered the above questions to the best of Seller's current actual knowledge, Buyer should obtain expert assistance to accurately and fully evaluate the Property regarding use and access, water, sewer, utilities, environmental and geological conditions, noxious weeds and other matters that may affect Buyer's use of the Property. Valuable information may be obtained from various local/state/federal agencies, and other experts may perform more specific evaluations of the Property.

Boundaries, location and ownership of fences, driveways, hedges, and similar items may become matters of dispute. A survey may be used to determine such matters.

The contract between Seller and Buyer controls if any item is included or excluded.

Buyer acknowledges that Seller does not warrant that the Property is fit for Buyer's intended purposes or use of the Property. Buyer acknowledges that Seller's indication that an item is "working" is not to be construed as a warranty of its continued operability or as a representation or warranty that such item is fit for Buyer's intended purposes. Buyer hereby receipts for a copy of this Disclosure.

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

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