

SELLER'S PROPERTY DISCLOSURE STATEMENT

This form recommended and approved for, but not restricted to use by, the members of the Pennsylvania Association of REALTORS® (PAR).

SPD

Property Address 6500 Devonshire Heights Rd

Harrisburg PA 17112

Seller Robert Scott Buchten III

The Real Estate Seller Disclosure Law (68 P.S. §7301 et. seq.) requires that a seller of a property must disclose to a buyer all known material defects about the property being sold that are not readily observable. While the Law requires certain disclosures, this disclosure statement covers common topics beyond the basic requirements of the Law in an effort to assist sellers in complying with disclosure requirements and to assist buyers in evaluating the property being considered. Sellers who wish to see or use the basic disclosure form can find the form on the Web site of the Pennsylvania State Real Estate Commission.

This Statement discloses Seller's knowledge of the condition of the property as of the date signed by Seller and is not a substitute for any inspections or warranties that Buyer may wish to obtain. This Statement is not a warranty of any kind by Seller or a warranty or representation by any listing real estate broker, any selling real estate broker, or their licensees. Buyer is encouraged to address concerns about the conditions of the property that may not be included in this Statement. This Statement does not relieve Seller of the obligation to disclose a material defect that may not be addressed on this form.

A Material Defect is a problem with a residential real property or any portion of it that would have a significant adverse impact on the value of the property or that involves an unreasonable risk to people on the property. The fact that a structural element, system or subsystem is at or beyond the end of the normal useful life of such a structural element, system or subsystem is not by itself a material defect.

1. SELLER'S EXPERTISE Seller does not possess expertise in contracting, engineering, architecture, environmental assessment or other areas related to the construction and conditions of the property and its improvements, except as follows: None

2. OWNERSHIP/OCCUPANCY

- (a) Is the property currently occupied? Yes No (checked) If yes, by whom? Seller Other occupants (tenants) If property is not occupied, when was it last occupied? I bought the property in March 2005 unoccupied
(b) How long have you owned the property? Since March 31, 2005
(c) Are you aware of any pets having lived in the house or other structures during your ownership? Yes No (checked) If yes, describe: N/A

3. ROOF

- (a) Date roof installed: 7/2006 Documented? Yes No (checked) Unknown
(b) Has the roof been replaced or repaired during your ownership? Yes No (checked) If yes, was the existing roofing material removed? Yes No (checked) Unknown
(c) Has the roof ever leaked during your ownership? Yes No (checked)
(d) Are you aware of any problems with the roof, gutters, flashing or downspouts? Yes No (checked)

Explain any "yes" answers in this section, including the location and extent of any problem(s) and any repair or remediation efforts:

4. BASEMENTS AND CRAWL SPACES (Complete only if applicable)

- (a) Does the property have a sump pump? Yes No (checked) Unknown If yes, has it ever run? Yes No (checked) Unknown Is it in working order? Yes No (checked) Unknown
(b) Are you aware of any water leakage, accumulation, or dampness within the basement or crawl space? Yes No (checked)
(c) Do you know of any repairs or other attempts to control any water or dampness problem in the basement or crawl space? Yes No (checked)

Explain any "yes" answers in this section, including the location and extent of any problem(s) and any repair or remediation efforts:

A sump pump was installed, and yard was graded away from house, a drain was installed and re-worked

5. TERMITES/WOOD-DESTROYING INSECTS, DRYROT, PESTS

- (a) Are you aware of any termites/wood-destroying insects, dryrot, or pests affecting the property? Yes No (checked)
(b) Are you aware of any damage to the property caused by termites/wood-destroying insects, dryrot, or pests? Yes No (checked)
(c) Is your property currently under contract by a licensed pest control company? Yes No (checked)
(d) Are you aware of any termite/pest control reports or treatments for the property? Yes No (checked)

Explain any "yes" answers in this section, including the name of any service/treatment provider, if applicable:

There was treatment of termites before I purchased property as there is evidence of drill holes and evidence of prior habitat of termites for treatment

6. STRUCTURAL ITEMS

- (a) Are you aware of any past or present water leakage in the house or other structures? Yes No (checked)
(b) Are you aware of any past or present movement, shifting, deterioration, or other problems with walls, foundations, or other structural components? Yes No (checked)
(c) Are you aware of any past or present problems with driveways, walkways, patios, or retaining walls on the property? Yes No (checked)
(d) Is your property constructed with an Exterior Insulating Finishing System (EIFS), such as Dryvit or synthetic stucco? Yes No (checked) Unknown If yes, date installed, if known: N/A
(e) Are there any defects (including stains) in flooring or floor coverings? Yes No (checked) Unknown
(f) Are you aware of any fire, storm, water or ice damage to the property? Yes No (checked)

Explain any "yes" answers in this section, including the location and extent of any problem(s) and any repair or remediation efforts:

A small amount of water leaks in the North west corner of basement during a few extremely heavy rains

Buyer Initials: [Signature] Date: 10/15/07

Seller Initials: RSB III Date: 10/15/07

7. ADDITIONS/REMODELS Have you made any additions, structural changes, or other alterations to the property?  Yes  No  
If "yes," describe: New kitchen cabinets and appliances, new bathroom fixtures, new driveway sidewalk, roof siding, new front porch, new flooring, new sheetrock walls + ceilings

8. WATER SUPPLY  
(a) What is the source of your drinking water?  Public Water  Well on Property  Community Water  
 None  Other (explain): \_\_\_\_\_  
(b) When was your water last tested? 12-2-05 Test results: Some bacteria in water, well was shocked to treat water  
If your drinking water source is not public, is the pumping system in working order?  Yes  No  
If "no," explain: N/A  
(c) Do you have a softener, filter, or other treatment system?  Yes  No  
If you do not own the system, explain: N/A  
(d) Have you ever had a problem with your water supply?  Yes  No  
(e) Has your well ever run dry?  Yes  No  Not Applicable  
(f) Is there a well on the property not used as the primary source of drinking water?  Yes  No  
If yes, is the well capped?  Yes  No  
(g) Is the water system shared?  Yes  No  
(h) Are you aware of any leaks or other problems, past or present, relating to the water supply, pumping system, and related items?  
 Yes  No

Explain any "yes" answers in this section, including the location and extent of any problem(s) and any repair or remediation efforts:  
I replaced the well bladder tank because of corrosion in April 2007

9. SEWAGE SYSTEM  
(a) What is the type of sewage system?  Public Sewer  Individual On-lot Sewage Disposal System  
 Individual On-lot Sewage Disposal System in Proximity to Well  Community Sewage Disposal System  
 Ten-acre Permit Exemption  Holding Tank  None  None Available/Permit Limitations in Effect  
Other type of sewage system (explain): \_\_\_\_\_  
N/A  
(b) If Individual On-lot sewage system, what type?  Cesspool  Drainfield  Unknown  
Other (specify): N/A  
(c) Are there any septic tanks on the Property?  Yes  No  Unknown  
If "yes," what type of tank(s)?  Metal/steel  Cement/concrete  Fiberglass  Unknown  
Other (specify): N/A  
(d) When was the on-site sewage disposal system last serviced? N/A  
(e) Are there any sewage pumps located on the property?  Yes  No  
If yes, type(s) of pump(s) N/A Are pump(s) in working order?  Yes  No  
Who is responsible for maintenance of sewage pumps? N/A  
(f) Is the sewage system shared?  Yes  No  
(g) Are you aware of any past or present leaks, backups, or other problems relating to the sewage system and related items?  
 Yes  No

Explain any "yes" answers in this section, including the location and extent of any problem(s) and any repair or remediation efforts:

10. PLUMBING SYSTEM  
(a) Type of plumbing (check all that apply):  Copper  Galvanized  Lead  PVC  Polybutylene pipe (PB)  
 Mixed  Unknown  Other (explain): \_\_\_\_\_  
(b) Are you aware of any problems with any of your plumbing fixtures (e.g., including but not limited to: kitchen, laundry, or bathroom fixtures; wet bars; etc.)?  Yes  No  
If "yes," explain: N/A

11. DOMESTIC WATER HEATING  
(a) Type of water heating:  Electric  Natural Gas  Fuel Oil  Propane  Solar  Summer/Winter Hook-Up  
Other (explain): \_\_\_\_\_  
(b) Are you aware of any problems with any water heater or related equipment?  Yes  No  
If "yes," explain: \_\_\_\_\_

12. AIR CONDITIONING SYSTEM  
(a) Type of air conditioning:  Central Air  Wall Units  Window Units  None  
Other (explain): \_\_\_\_\_  
Number of window units included in sale  Location(s) N/A  
(b) Age of Central Air Conditioning System: \_\_\_\_\_ Unknown Date last serviced, if known \_\_\_\_\_  
(c) List any areas of the house that are not air conditioned: All  
(d) Are you aware of any problems with any item in this section?  Yes  No  
If "yes," explain: N/A

13. HEATING SYSTEM

- (a) Type(s) of heating fuel(s) (check all that apply): \_\_\_ Electric \_\_\_ Fuel Oil  Natural Gas \_\_\_ Propane
(b) Type(s) of heating system(s) (check all that apply):  Forced Hot Air \_\_\_ Hot Water \_\_\_ Heat Pump
(c) Age of Heating System: \_\_\_ \_\_\_  Unknown Date last serviced, if known: 2/07
(d) Are there any fireplaces? \_\_\_ Yes \_\_\_ No If "yes," how many? \_\_\_ Are they working? \_\_\_ Yes \_\_\_ No
(e) Are there any chimneys (from a fireplace, water heater or any other heating system)?  Yes \_\_\_ No
(f) List any areas of the house that are not heated: Kitchen, but it is open to the living room heat
(g) Are you aware of any heating fuel tanks on the property?  Yes \_\_\_ No
Are you aware of any problems or repairs needed regarding any item in this section? \_\_\_ Yes  No

14. ELECTRICAL SYSTEM

- (a) Type of Electrical System: \_\_\_ Fuses  Circuit Breakers How Many Amps? 100 \_\_\_ Unknown
(b) Are you aware of any knob and tube wiring in the home? \_\_\_ Yes  No
Are you aware of any problems or repairs needed in the electrical system? \_\_\_ Yes  No

15. OTHER EQUIPMENT AND APPLIANCES

- This section must be completed for each item that will, or may, be sold with the property. The fact that an item is listed does not mean it is included in the Agreement of Sale. Terms of the Agreement of Sale negotiated between Buyer and Seller will determine which items, if any, are included in the purchase of the Property.
(a) \_\_\_ Electric Garage Door Opener Number of Transmitters \_\_\_ Keyless Entry \_\_\_
(b) \_\_\_ Smoke Detectors How many? \_\_\_ Location(s) \_\_\_
(c) \_\_\_ Security Alarm System \_\_\_ Owned \_\_\_ Leased (Lease Information \_\_\_)
(d) \_\_\_ Lawn Sprinkler(s) How many? \_\_\_ Automatic Timer \_\_\_
(e) \_\_\_ Swimming Pool \_\_\_ Hot Tub/Spa \_\_\_ Pool/Spa Heater \_\_\_ Pool/Spa Cover \_\_\_ Whirlpool/Tub
(f) \_\_\_ Refrigerator(s)  Range/Oven \_\_\_ Microwave Oven  Dishwasher \_\_\_ Trash Compactor
(g) \_\_\_ Ceiling Fan(s) How many? \_\_\_ Location(s) \_\_\_
(h) \_\_\_ Awnings \_\_\_ Attic Fan(s) \_\_\_ Satellite Dish \_\_\_ Storage Shed  Deck(s) \_\_\_ Electric Animal Fence
Are you aware of any problems or repairs needed regarding any item in this section? \_\_\_ Yes  No

16. LAND (SOILS, DRAINAGE, FLOODING AND BOUNDARIES)

- (a) Land/Soils
1) Are you aware of any fill or expansive soil on the property? \_\_\_ Yes  No
2) Are you aware of any sliding, settling, earth movement, upheaval, subsidence, or earth stability problems that have occurred on or affect the property? \_\_\_ Yes  No
3) Are you aware of any existing, past or proposed mining, strip-mining, or any other excavations that might affect this property? \_\_\_ Yes  No
Note to Buyer: The property may be subject to mine subsidence damage. Maps of the counties and mines where mine subsidence damage may occur and mine subsidence insurance are available through: Department of Environmental Protection, Mine Subsidence Insurance Fund, 25 Technology Drive, California Technology Park, Coal Center, PA 15423 (800) 922-1678 (within Pennsylvania) or (724) 769-1100 (outside Pennsylvania).
4) Is the property, or a portion of it, preferentially assessed for tax purposes, or subject to limited development rights? \_\_\_ Yes  No If "yes", check all that apply below:
\_\_\_ Farmland and Forest Land Assessment Act - 72 P.S. §5490.1 et seq. (Clean and Green Program)
\_\_\_ Open Space Act - 16 P.S. §11941 et seq.
\_\_\_ Agricultural Area Security Law - 3 P.S. §901 et seq. (Development Rights)
\_\_\_ Other \_\_\_
Note to Buyer: Pennsylvania has enacted the Right to Farm Act (3 P.S. § 951-957) in an effort to limit the circumstances under which agricultural operations may be subject to nuisance suits or ordinances. Buyers are encouraged to investigate whether any agricultural operations covered by the Act operate in the vicinity of the property.
Explain any "yes" answers in this section: N/A

184 (b) **Flooding/Drainage**  
 185 1) Is any part of this property located in a wetlands area or a FEMA flood zone? \_\_\_ Yes  No \_\_\_ Unknown  
 186 2) Do you know of any past or present drainage or flooding problems affecting the property? \_\_\_ Yes  No  
 187 Explain any "yes" answers in this section, including dates and extent of flooding: N/A

188  
 189 (c) **Boundaries**  
 190 1) Do you know of any encroachments, boundary line disputes, or easements affecting the property? \_\_\_ Yes  No  
 191 *Note to Buyer: Most properties have easements running across them for utility services and other reasons. In many cases, the*  
 192 *easements do not restrict the ordinary use of the property, and Seller may not be readily aware of them. Buyers may wish to*  
 193 *determine the existence of easements and restrictions by examining the property and ordering an Abstract of Title or searching*  
 194 *the records in the Office of the Recorder of Deeds for the county before entering into an agreement of sale.*  
 195 2) Do you access the property from a private road or lane? \_\_\_ Yes  No  
 196 If yes, do you have a recorded right of way or maintenance agreement? \_\_\_ Yes \_\_\_ No  
 197 3) Are you aware of any shared or common areas (e.g., driveways, bridges, docks, walls, etc.) or maintenance agreements?  
 198 \_\_\_ Yes  No  
 199 Explain any "yes" answers in this section: N/A

200  
 201 **17. HAZARDOUS SUBSTANCES AND ENVIRONMENTAL ISSUES**

202 (a) Are you aware of any underground tanks (other than home heating fuel or septic tanks disclosed above)? \_\_\_ Yes  No  
 203 (b) Are you aware of any past or present hazardous substances present on the property (structure or soil) such as, but not limited  
 204 to, asbestos or polychlorinated biphenyls (PCBs), etc.? \_\_\_ Yes  No  
 205 (c) Are you aware of sewage sludge (other than commercially available fertilizer products) being spread on the property, or have you  
 206 received written notice of sewage sludge being spread on an adjacent property? \_\_\_ Yes  No  
 207 (d) Are you aware of any tests for mold, fungi, or indoor air quality in the property? \_\_\_ Yes  No  
 208 (e) Other than general household cleaning, have you taken any efforts to control or remediate mold or mold-like substances in the  
 209 property? \_\_\_ Yes  No

210 *Note to Buyer: Individuals may be affected differently, or not at all, by mold contamination. If mold contamination or indoor air qual-*  
 211 *ity is a concern, buyers are encouraged to engage the services of a qualified professional to do testing. Information on this issue is*  
 212 *available from the United States Environmental Protection Agency and may be obtained by contacting IAQ INFO, P.O. Box 37133,*  
 213 *Washington, D.C. 20013-7133, 1-800-438-4318.*

214 (f) Are you aware of any dumping on the property? \_\_\_ Yes  No  
 215 (g) Have you received written notice regarding the presence of an environmental hazard or biohazard on your property or any  
 216 adjacent property? \_\_\_ Yes  No  
 217 (h) Are you aware of any tests for radon gas that have been performed in any buildings on the property? \_\_\_ Yes  No  
 218 If "yes," list date, type, and results of all tests below:  
 219 DATE TYPE OF TEST RESULTS (picocuries/liter or working levels) NAME OF TESTING SERVICE  
 220 N/A

221 (i) Are you aware of any radon removal system on the property? \_\_\_ Yes  No  
 222 If "yes," list date installed and type of system, and whether it is in working order below:  
 223 DATE INSTALLED TYPE OF SYSTEM PROVIDER WORKING ORDER?  
 224 N/A \_\_\_ Yes \_\_\_ No  
 225 \_\_\_ Yes \_\_\_ No

226 (j) If property was constructed, or if construction began, before 1978, you must disclose any knowledge of lead-based paint on the  
 227 property. Are you aware of any lead-based paint or lead-based paint hazards on the property? \_\_\_ Yes  No  
 228 If "yes," explain how you know of it, where it is, and the condition of those lead-based paint surfaces: N/A

229 (k) If property was constructed, or if construction began, before 1978, you must disclose any reports or records of lead-based paint  
 230 or lead-based paint hazards on the property. Are you aware of any reports or records regarding lead-based paint or lead-based  
 231 paint hazards on the property? \_\_\_ Yes  No  
 232 If "yes," list all available reports and records: \_\_\_\_\_

233 (l) Are you aware of testing on the property for any other hazardous substances or environmental concerns? \_\_\_ Yes  No  
 234 (m) Are you aware of any other hazardous substances or environmental concerns that might impact upon the property?  
 235 \_\_\_ Yes \_\_\_ No

236 Explain any "yes" answers in this section: N/A  
 237  
 238  
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 240  
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142 18. **CONDOMINIUMS AND OTHER HOMEOWNER ASSOCIATIONS (Complete only if applicable)** 270  
 241 Type:  Condominium  Cooperative  Homeowner Association or Planned Community 243  
 242 Other: N/A 245

246 **Notice regarding Condominiums, Cooperatives, and Planned Communities:** A buyer of a resale unit in a condominium, cooperative, or planned community must receive a copy of the declaration (other than the plats and plans), the by-laws, the rules or regulations, and a certificate of resale issued by the association in the condominium, cooperative, or planned community. Buyers may be responsible for capital contributions, initiation fees or similar one-time fees in addition to regular monthly maintenance fees. The buyer will have the option of canceling the agreement with the return of all deposit monies until the certificate has been provided to the buyer and for five days thereafter or until conveyance, whichever occurs first. 251

252 19. **MISCELLANEOUS** 252

- 253 (a) Are you aware of any historic preservation restriction or ordinance or archeological designation associated with the property? 253  
 254  Yes  No 255
- 255 (b) Are you aware of any existing or threatened legal action affecting the property?  Yes  No 256
- 256 (c) Are you aware of any violations of federal, state, or local laws or regulations relating to this property?  Yes  No 257
- 257 (d) Are you aware of any public improvement, condominium or homeowner association assessments against the property that remain unpaid or of any violations of zoning, housing, building, safety or fire ordinances that remain uncorrected?  Yes  No 258
- 258 (e) Are you aware of any judgment, encumbrance, lien (for example, co-maker or equity loan), overdue payment on a support obligation, or other debt against this property that cannot be satisfied by the proceeds of this sale?  Yes  No 259
- 259 (f) Are you aware of any reason, including a defect in title, that would prevent you from giving a warranty deed or conveying title to the property?  Yes  No 261
- 261 (g) Are you aware of any insurance claims filed relating to the property?  Yes  No 262
- 262 (h) Are you aware of any material defects to the property, dwelling, or fixtures which are not disclosed elsewhere on this form? 263  
 264  Yes  No 265

266 A material defect is a problem with a residential real property or any portion of it that would have a significant adverse impact on the value of the property or that involves an unreasonable risk to people on the property. The fact that a structural element, system or subsystem is at or beyond the end of the normal useful life of such a structural element, system or subsystem is not by itself a material defect 269

270 Explain any "yes" answers in this section: \_\_\_\_\_ 271  
 271 \_\_\_\_\_ 272

273 The undersigned Seller represents that the information set forth in this disclosure statement is accurate and complete to the best of Seller's knowledge. Seller hereby authorizes the Listing Broker to provide this information to prospective buyers of the property and to other real estate licensees. SELLER ALONE IS RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION CONTAINED IN THIS STATEMENT. Seller shall cause Buyer to be notified in writing of any information supplied on this form which is rendered inaccurate by a change in the condition of the property following completion of this form. 276

277 WITNESS \_\_\_\_\_ SELLER [Signature] DATE 10/15/07 278  
 278 WITNESS \_\_\_\_\_ SELLER \_\_\_\_\_ DATE \_\_\_\_\_ 279  
 279 WITNESS \_\_\_\_\_ SELLER \_\_\_\_\_ DATE \_\_\_\_\_ 280

280 **EXECUTOR, ADMINISTRATOR, TRUSTEE SIGNATURE BLOCK** 280  
 281 According to the provisions of the Real Estate Seller Disclosure Law, the undersigned executor, administrator or trustee is not required to fill out a Seller's Property Disclosure Statement. The executor, administrator or trustee, must, however, disclose any known material defect(s) of the property. 283  
 284 \_\_\_\_\_ DATE \_\_\_\_\_ 284

285 **RECEIPT AND ACKNOWLEDGEMENT BY BUYER** 285  
 286 The undersigned Buyer acknowledges receipt of this Disclosure Statement. Buyer acknowledges that this Statement is not a warranty and that, unless stated otherwise in the sales contract, Buyer is purchasing this property in its present condition. It is Buyer's responsibility to satisfy himself or herself as to the condition of the property. Buyer may request that the property be inspected, at Buyer's expense and by qualified professionals, to determine the condition of the structure or its components. 289  
 290 WITNESS \_\_\_\_\_ BUYER \_\_\_\_\_ DATE \_\_\_\_\_ 290  
 291 WITNESS \_\_\_\_\_ BUYER \_\_\_\_\_ DATE \_\_\_\_\_ 291  
 292 WITNESS \_\_\_\_\_ BUYER \_\_\_\_\_ DATE \_\_\_\_\_ 292