



KENTUCKY REAL ESTATE COMMISSION

Public Protection Cabinet
Mayo-Underwood Building
500 Mero Street 2NE09
Frankfort, Kentucky 40601
(502) 564-7760
<http://krec.ky.gov>



SELLER'S DISCLOSURE OF PROPERTY CONDITION

This form applies to residential real estate sales and purchases. This form is not required for:

1. Residential purchases of new construction homes if a warranty is provided; or
2. Sales of real estate at auction; or
3. A court supervised foreclosure

As a Seller, you are asked to disclose what you know about the property you are selling. Your answers to the questions in this form must be based on the best of your knowledge of the property you are selling, however and whenever you gained that knowledge. Please take your time to answer these questions accurately and completely.

Property Address

109 Dewey McWhorter Rd

City

Booneville

State

KY

Zip

41314

PURPOSE OF DISCLOSURE FORM: Completion of this form shall satisfy the requirements of KRS 324.360 that mandates the "seller's disclosure of conditions" relevant to the listed property. This disclosure is based on the Seller's knowledge of the property's condition and the improvements thereon, however that knowledge was gained. This disclosure form shall not be a warranty by the Seller or real estate agent and shall not be used as a substitute for an inspection or warranty that the purchaser may wish to obtain. This form is a statement of the conditions and other information about the property known by the Seller. Unless otherwise advised, the Seller does not possess any expertise in construction, architecture, engineering, or any other specific areas related to the construction or condition of the property or the improvements on it. Unless otherwise advised, the Seller has not conducted any inspection of generally inaccessible areas such as the foundation or roof. The Buyer is encouraged to obtain his or her own professional inspections of this property.

INSTRUCTIONS TO THE SELLER(S): (1) Answer every question truthfully. (2) Report all known conditions affecting the property, regardless of how you know about them or when you learned. (3) Attach additional pages, if necessary, with your signature and the date and time of signing. (4) Complete this form yourself or sign the authorization at the end of this form to authorize the real estate agent to complete this form on your behalf in accordance with KRS 324.360(9). (5) If an item does not apply to your property, mark "not applicable." (6) If you truthfully do not know the answer to a question, mark "unknown." (7) If you learn any fact prior to closing that changes one or more of your answers to this form after you have completed and submitted it, immediately notify your agent or any potential buyer of the change in writing.

SELLER'S DISCLOSURE: As Seller(s), I / we disclose the following information regarding the property. This information is true and accurate to the best of my / our knowledge as of the date signed. Seller(s) authorize(s) the real estate agent to provide a copy of this statement to any person or entity in connection with actual or anticipated sale of the property or as otherwise provided by law. The following information is not the representation of the real estate agent.

Answer all questions to the **BEST OF YOUR KNOWLEDGE**. Attach additional sheets as necessary.

1. PRELIMINARY DISCLOSURES		N/A	YES	NO	UNKNOWN
a.	Have you ever lived in the house? If yes, please indicate the length of time:	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b.	List the date (month / year) you purchased the house. <i>Land Purchased March 2021</i>				
c.	Do you own the property as (an) individual(s) or as representative(s) of a company? <i>Individual</i>				
d.	Has the house been used as a rental? If yes, length of time rented?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e.	Has this house ever been vacant (not lived-in) for more than three (3) consecutive months?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f.	Has this house ever been used for anything other than a residence?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Explain:					

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Seller Initials

12-17-23
Date/Time
10:09 PM

Buyer Initials

Date/Time

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2. HOUSE SYSTEMS

Whether or not they have been corrected, state whether there have been problems affecting:

	N/A	YES	NO	UN- KNOWN
a. Plumbing - bottom floor bath/kitchen/utility rm plumbed	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. Electrical system	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. Appliances	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. Ceiling and attic fans	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
e. Security system	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. Sump pump	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. Chimneys, fireplaces, inserts	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
h. Pool, hot tub, sauna	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
i. Sprinkler system - water run 2nd Qtr 2023 - (Dunbar City)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
j. Heating system age of system:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
k. Cooling/air conditioning system age of system:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
l. Water heater age of system:	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Please explain any deficiencies noted in this Section and/or corrections or repairs to resolve these problems:

3. BUILDING STRUCTURE

construction started 1st Qtr 2021

Whether or not they have been corrected, state whether there have been problems affecting:

	N/A	YES	NO	UN- KNOWN
1) The foundation or slab foundation poured sept 2023	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2) The structure or exterior veneer	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3) The floors and walls	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
4) The doors and windows	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. 1) Has the basement ever leaked?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2) If so, when did the basement last leak?				
3) Have you ever had any repairs done to the basement?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4) If you have had basement leaks repaired, when was the repair done?				
5) If the basement presently leaks, how often does it leak? (e.g., every time it rains, only after an extremely heavy rain, etc.)				
Explain:				
c. Have you experienced, or are you aware of, any water or drainage problems in the crawl space?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
d. Are you aware of any damage to wood due to moisture or rot?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
e. Are you aware of any present or past wood infestation (e.g., termites, borers, carpenter ants, fungi, etc.)?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
f. Are you aware of any damage due to wood infestation?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
1) Has the house or any other improvement been treated for wood infestation?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2) If yes, by whom?				
3) Is there a warranty?				

Please explain any deficiencies noted in this Section and/or corrections or repairs to resolve those problems:

4. ROOF - constructed March 2021

	N/A	YES	NO	UN- KNOWN
a. How old is the roof covering? Age of the roof if known: The Roof is 20 months old				
b. Has the roof leaked at any time since you have owned or lived at the property?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
c. Has the roof leaked at any time before you owned or lived at the property?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. When was the last time the roof leaked?				
e. Have you ever had any repairs done to the roof?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

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10:09pm

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Date/Time

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f. Have you ever had the roof replaced?
 If so, when?

g. If the roof presently leaks, how often does it leak? (e.g., every time it rains, only after an extremely heavy rain, etc.)
 Explain:

h. Have you ever had roof repairs that involved placing shingles on the roof instead of replacing the entire roof covering? If so, when?

Please explain any deficiencies noted in this Section and/or corrections or repairs to resolve those problems:

5. LAND / DRAINAGE N/A YES NO on

a. Whether or not they have been corrected, state whether there have been problems affecting:

1) Soil stability

2) Drainage, flooding, or grading

3) Erosion

4) Outbuildings or unattached structures

b. Is the house located within a Special Flood Hazard Area (SFHA) mandating the purchase of flood insurance for federally backed mortgages?
 If so, what is the flood zone?

c. Is there a retention / detention basin, pond, lake, creek, spring, or water shed on or adjoining this property?

Please explain any deficiencies noted in this Section and/or corrections or repairs to resolve those problems:
 The Property Down By The Creek Will Flood In Extreme Rain Events
 HomeSite Will Not Flood Due To Location

6. BOUNDARIES N/A YES NO on

a. Have you ever had a staked or pinned survey of the property performed?

b. Are you in possession of a copy of any survey of the property?

c. Are the boundaries marked in any way?
 Explain: Surveyer Pins And Flagging

d. Do you know the boundaries?
 Explain:

e. Are there any encroachments or unrecorded easements relating to the property?
 Explain:

7. WATER N/A YES NO on

a. Source of water supply:

b. Are you aware of below normal water supply or water pressure?

c. Has your water ever been tested? If so, attach the results or explain.
 Explain: City Water System - Owsley County

8. SEWER SYSTEM N/A YES NO on

a. Property is serviced by:

1. Category I: Public Municipal Treatment Facility

2. Category II: Private Treatment Facility

3. Category III: Subdivision Package Plant

4. Category IV: Single Home Aerobic Treatment System (HOME PACKAGE PLANT)

5. Category V: Septic Tank with drain field, lagoon, wetland, or other onsite dispersal

6. Category VI: Septic Tank with dispersal to an offsite, multi-property cluster treatment system

7. Category VII: No Treatment/Unknown

Name of Servicer:

b. For properties with Category IV, V, or VI systems
 Date of last inspection (sewer):
 Date of last inspection (septic): 4-19-22 Date last cleaned (septic): 4-19-22 New Install

c. Are you aware of any problems with the sewer system?

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Please explain any deficiencies noted in this Section:

9. CONSTRUCTION / REMODELING

a. Have there been any additions, structural modifications, or other alterations made? N/A YES NO UN-RECORDED

b. If so, were all necessary permits and government approvals obtained? YES NO UN-RECORDED

Explain:

10. HOMEOWNERS ASSOCIATION (HOA)

a. 1) Is the property subject to any restrictions, rules, or regulations of a Homeowners Association? YES NO UN-RECORDED
 2) If yes, what is the annual or monthly assessment?
 3) HOA Name:
 HOA Primary Contact Name:
 HOA Primary Contact Phone No. and email address:

b. Is the property a condominium? YES NO UN-RECORDED
 If yes, you must also complete KREC Form 404, the Condominium Seller's Certificate

c. Are you aware of any condition or legal action that may result in an increase in dues, taxes or assessments? YES NO UN-RECORDED

d. Are any features of the property shared in common with adjoining landowners, such as walls, fences, driveways, etc.? YES NO UN-RECORDED

e. Are there any pet or rental restrictions? YES NO UN-RECORDED

Explain:

11. HAZARDOUS CONDITIONS

a. Are you aware of any underground storage tanks, old septic tanks, field lines, cisterns, or abandoned wells on the property? YES NO UN-RECORDED

b. Are you aware of any other environmental hazards? (e.g., carbon monoxide, hazardous waste, water contamination, asbestos, the use of urea formaldehyde, etc.) YES NO UN-RECORDED

LEAD BASED PAINT DISCLOSURE REQUIREMENT
 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, which may cause certain health risks.

c. Was this house built before 1978? YES NO UN-RECORDED

d. Are you aware of the existence of lead-based paint in or on this house? YES NO UN-RECORDED

RADON DISCLOSURE REQUIREMENT
 Radon is a naturally occurring radioactive gas that, when it has accumulated in a building in sufficient quantities, may present health risks, including lung cancer. The Kentucky Department for Public Health recommends radon testing. For more information, visit chfs.ky.gov and search "radon."

e. 1) Are you aware of any testing for radon gas? YES NO UN-RECORDED
 2) If yes, what were the results?

f. 1) Is there a radon mitigation system installed? YES NO UN-RECORDED
 2) If yes, is it functioning properly? YES NO UN-RECORDED

METHAMPHETAMINE CONTAMINATION DISCLOSURE REQUIREMENT
 A property owner who chooses NOT to decontaminate a property used in the production of methamphetamine MUST make written disclosure of methamphetamine contamination pursuant to KRS 224.1-410(10) and 902 KAR 47:200. Failure to properly disclose methamphetamine contamination is a Class D Felony under KRS 224.99-010.

g. 1) Is the property currently contaminated by the production of methamphetamine? YES NO UN-RECORDED
 2) If no, has the property been professionally decontaminated from methamphetamine contamination? YES NO UN-RECORDED

Explain:

12. MISCELLANEOUS

a. Are you aware of any existing or threatened legal action affecting this property? YES NO UN-RECORDED

b. Are there any assessments other than property assessments that apply to this property (e.g. sewer assessments)? YES NO UN-RECORDED

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Date/Time

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c. Are you aware of any violations of local, state, or federal laws, codes, or ordinances relating to this property?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
d. Are there any transferable warranties?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Explain:				
e. Has this house ever been damaged by fire or other disaster?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Explain:				
f. Are you aware of the existence of mold or other fungi on the property?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
g. Has this house ever had pets living in it?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Explain:				
h. Is this house in a historic district or listed on any registry of historic places?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
13. ADDITIONAL INFORMATION	N/A	YES	NO	<input checked="" type="checkbox"/>
Do you know anything else about the property that that should be disclosed to the Buyer?				
If yes, please provide details in the space provided, below. Attach additional sheets, as necessary.				
14. SELLER(S) CERTIFICATION (CHOOSE ONE)				
<input type="checkbox"/> As Seller(s) I / we hereby certify that the information disclosed above is complete and accurate to the best of my / our knowledge and belief. I / we agree to immediately notify Buyer in writing of any changes that become known to me / us prior to closing.				
Seller Signature	Date	Seller Signature	Date	
<i>Roger M. Duncan</i>	12-18-23			
<input type="checkbox"/> As Seller(s) I / we hereby certify that my / our Real Estate Agent (print name) _____ has completed this form with information provided by me / us at my / our direction and request. I / we hereby agree to hold the above-named agent harmless for any representations that appear on this form, in accordance with KRS 324.360(9).				
Seller Signature	Date	Seller Signature	Date	
<input type="checkbox"/> As Seller(s) I / we refuse to complete this form and acknowledge that the Real Estate Agent will so inform the Buyer.				
Seller Signature	Date	Seller Signature	Date	
<input type="checkbox"/> The Seller(s) refuse(s) to complete this form or to acknowledge such refusal.				
Principal Broker / Real Estate Agent Print Name		Principal Broker / Real Estate Agent Signature		Date
Dennis Duncan				
The Buyer(s) hereby certifies they have received a copy of this Seller's Disclosure of Property form.				
Buyer Signature	Date	Buyer Signature	Date	

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Seller Initials

12-19-23
Date/Time
10:10 PM


Buyer Initials

Date/Time

<u>Distances to Nearby Amenities:</u>
Grocery store - 9.5 miles
Hospital – 22 miles
Owsley Public Library – 7.1 miles
Gas station – 7.0 miles
Shopping – 37 miles
Restaurants – 7.5 miles
Red River Gorge – 29 miles
Levi Jackson Wilderness Park – 27 miles
Zip lines - 21 miles
RRG Underground – 24 miles
Rock climbing – 22 miles
Booneville – 7 miles
London – 26 miles
Richmond – 36 miles
Lexington – 58 miles
Louisville – 122



**KENTUCKY RIVER
DISTRICT HEALTH DEPARTMENT
NOTICE OF RELEASE FOR PERMANENT
ELECTRICAL SERVICE**



COUNTY Owsley DATE 4/19/22
 APPLICATION # 22-095-600-02
 APPLICANT NAME Alan Gildewell
 PROPERTY OWNER Alan Gildewell
 PHONE # 478 256 1797
 MAILING ADDRESS 109 Daisy McQuay Road
 LOCATION 109 Daisy McQuay Road
 HEALTH DEPARTMENT OFFICIAL Saul Phelps
 SIGNATURE Saul Phelps

THIS RELEASE IS NOT APPROVAL OF THE SEPC SYSTEM. PLACE THIS ON THE ELECTRIC METER BASE OR ELECTRICAL SERVICE PANEL. IF YOU HAVE QUESTIONS ABOUT THIS RELEASE CALL YOUR LOCAL HEALTH DEPARTMENT AT 606 216 2757

CHBC EL35-02 Rev. 09-2020



PUBLIC PROTECTION CABINET
 Department of Housing, Buildings and Construction
 Electrical Division
 500 Main Street, Floor 1
 Frankfort, Kentucky 40601
 Phone (502) 573-1797 Fax (502) 573-1598
 www.dhbc.ky.gov

Andy Beshear
Governor

Kerry B. Harvey
Secretary

Rick Rand
Commissioner

Max Fuller
Deputy Commissioner

Certificate of Approval

Certificate Number: OW428C Permit #: OW428C
 Type of Occupancy: Pole service for camp
 Engineer File/Project #: 22-095-600-02
 Description: Pole service
 Location: Owsley Co. Sticker No.: None
 Owner's Name: Alan Gildewell
 Address: 109 Daisy McQuay Rd City: Bowling State: KY Zip: 40316
 Electrical Company Name: Alan Gildewell Work Phone: _____
 Contractor CE: None Master ME: _____ Job Site Elect. License #: _____
 Address: None City: _____ State: _____ Zip: _____
 Serv. - Underground _____ Serv. - Overhead Phase 1 Volts 240 Amps 200

The undersigned further states that to the best of his/her ability and knowledge the above equipment has been installed in compliance with the current adopted National Electrical Code (NEC). This certificate applies only to the installation reflected above and not to any subsequent alteration thereof. No additions or alterations shall be made to the above electrical wiring or equipment without first obtaining the required permit and inspection.

Date: 6-7-22 Certified Electrical Inspector: Alan Gildewell Certification #: 2324C