

# THE STATE of ALASKA

Department of Commerce, Community, and Economic Development Division of Corporations, Business and Professional Licensing

#### **Real Estate Commission**

550 West 7<sup>th</sup> Avenue, Suite 1500, Anchorage, AK 99501 Phone: (907) 269-8160

Email: RealEstateCommission@Alaska.Gov Website: ProfessionalLicense.Alaska.Gov/RealEstateCommission

### State of Alaska Residential Real Property Transfer Disclosure Statement

Prepared in compliance with Alaska Statute (AS) 34.70.010 - 34.70.200

AS 34.70.010 requires that before a Transferee/Buyer (hereafter referred to as Buyer) makes a written offer of residential real property, the Transferor/Seller (hereafter referred to as Seller) must deliver a completed written disclosure form. This disclosure statement is in compliance with AS 34.70.010. It concerns the residential real property\* located in the Recording District, Judicial District, State of Alaska as listed below.

Recording District:	
Legal Description:	
Property Address/ City/Other:	

\*Residential real property means any single-family dwelling, or two single family dwelling units under one roof, or any individual unit in a multi-unit structure or common interest ownership community whose primary purpose is to provide housing. AS 34.70.200(2) and (3) and AS 34.80.090.

**Exemption for First Sale:** Under AS 34.70.120, the first transfer of an interest in residential real property that has never been occupied is exempt from the requirement for the Seller to complete the Disclosure Statement.

**Waiver by Agreement:** Under AS 34.70.110, completion of this disclosure statement may be waived when transferring an interest in residential real property if the Seller and Buyer agree in writing. Signing this waiver does not affect other obligations for disclosure.

**Violation or Failure to Comply:** A person who negligently violates or fails to perform a duty required by AS 34.70.010 - AS 34.70.200 is liable to the Buyer for actual damages suffered by the Buyer as a result of the violation or failure. If the person willfully violates or fails to perform a duty required by AS 34.70.010 -AS 34.70.200, the Seller is liable to the Buyer for up to three times the actual damages. In addition to the damages, a court may also award the Buyer costs and attorney fees to the extent allowed under the rules of court.

AS 34.70.020 provides that if a disclosure statement or material amendment is delivered to the transferee after the transferee has made a written offer, the transferee may terminate the offer by delivering a written notice of termination to the transferor or the transferor's licensee within three days after the disclosure statement or amendment is delivered in person or within six days after the disclosure statement or amendment is delivered by deposit in the mail.

AS 34.70.040(b) provides that if an item that must be completed in the disclosure statement is unknown or is unavailable to the Seller, and if the Seller or Seller's agent has made a reasonable effort to ascertain the information, the Seller may make an approximation based on the best information available to the Seller or Seller's agent. It must be reasonable, clearly labeled as an approximation, and not used to avoid the disclosure requirements of AS 34.70.010 – AS 34.70.200.

All disclosures made in this statement are required to be made in good faith (AS 34.70.060). The Seller must disclose defects or other conditions in the real property, or the real property interest being transferred. The Seller does not need to include a search of the public records, nor does it require a professional inspection of the property.

If the information supplied in this disclosure statement becomes inaccurate as a result of an act or agreement after the disclosure statement is delivered to the Buyer, the Seller is required to deliver an amendment to the disclosure statement to the Buyer. An <u>addendum/amendment</u> form for that purpose may be attached to this disclosure statement.

Upon delivery to a buyer, any inspection/reports generated by a purchase agreement of this property automatically becomes an addendum/amendment to the property disclosure.

Seller's Initials	Date	Property Address	Buyer's Initials	Date

**Seller's Information Regarding Property PART I Property Type** Single □ Zero Lot Line/Town House Condominium Townhome/PUD **Property Type:** (Check One) Duplex (Including single Family with an Apartment) Other (Please Specify): \_ Do you currently occupy the property? ☐ Yes ☐ No If yes, how long? If not the current occupant, have you If yes, when? Yes No ever occupied the property? \*Year Property was Built: \*If property was built prior to 1978, or if Seller has any knowledge of lead-based paint, Seller must complete Disclosure of Information and Acknowledgment of Lead-based Paint and/or Lead-Based Paint Hazards in accordance with Section 1018 of the Residential Lead-Based Paint Hazard Reduction Act of 1992 (also known as Title X) and provide Buyer with the "Protect Your Family from Lead in Your Home" pamphlet. The pamphlet can be found online at EPA. Gov/Lead/Real-Estate-Disclosures-about-Potential-Lead-Hazards Construction Wood Frame Manufactured Modular Other: \_ Overview: Masonry Treated Foundation: Poured Concrete Piling Other: **Block** Wood Name of Original Builder (If Known): **Property Feature Defects** Check all items that have known defects or malfunctions. Describe the defect or malfunction on the Explanation Addendum or Amendment to the State of Alaska Residential Real Property Disclosure Statement form (page 13). Auto Garage Door Garbage Disposal Storage Shed Microwave(s) Window Screens Opener(s) Barbecue Generator Oven(s) Stove(s), Pellet Wood Stove(s) Central Vacuum Installed Generator Hook-Up Paddle Fan(s) Trash Compactor(s) Other: \_ CO Detector(s) Greenhouse Refrigerator(s) T.V. Antenna Cooktop(s) Hot Tub Rods & Blinds Washer(s) Dishwasher(s) Satellite Dish Water Filtering System Hot Tub Cover Instant Hot Water Dryer(s) Security System Water Softener Dispenser Fire Alarms Intercom Smoke Detector(s) Window Blinds Jetted Tub Window Rods Freezer(s) Steam Shower Room Comments:

Date

Seller's Initials

**Property Address** 

Date

**Buyer's Initials** 

#### Seller's Information Regarding Property (continued) **PART I Structural Components** Check only those items that have known defects, malfunctions or have had repairs performed within the last five years. Also, check items that need to be replaced/repaired. If checked, please include information and additional documentation that is relevant to the Explanation Addendum or Amendment to the State of Alaska Residential Real Property Disclosure Statement form. Repaired Repaired Repaired Repaired Needs Needs or or or Repair Repair Repair Repair Replaced Replaced Replaced Replaced Air Conditioner Fireplaces(s) # of: Patio/Decking Swimming Pool Carport Floors Plumbing Systems Ventilator System Ceilings Foundation Pool Cover Venting Chimneys Garage Private Walkways Washer/Dryer Hookups Crawl Space Garage Floor Drain **Rain Gutters** Water Heater Doors Gas Starter **Retaining Walls** Water Supply Driveways Wind Generators **Heat Recovery** Roof **Heating Systems Electrical Systems** Sewage Systems Windows Electronic Air Cleaner Humidifier Skylights Woodstove(s) # of: \_\_ **Exterior Walls** Other: \_ Insulation Slabs Fences/Gates Interior Walls Solar Panels Other: \_ Filtration Mechanical Stove, Pellet Describe the defect, malfunction, or repair on the Explanation Addendum or Amendment to the State of Alaska Residential Real Property Disclosure Statement form (page 13). Describe any other items not covered above: Comments: **PART II Documentation** *Check* the documents for the subject property that the seller has available for review: Title Information As-Built Survey Party Wall Agreement

#### Certificate of Occupancy PUR-101 Water Rights Certificates **Deed Restrictions** PUR-102 ☐ Well Log & Water Tests Written Agreement with Adjacent **Energy Rating Certificate Resale Certificate Property Owner** Engineer/Property/Home Inspection Shared Septic Agreement Other: \_\_\_ Flood Evaluation Certificate Shared Well Agreement Hazardous Materials Test(s) Soil Tests Lease/Rental Agreement Subdivision Covenants/Restrictions

Seller's Initials Date Property Address Buyer's Initials Date

#### **Documentation** (continued) **PART II** Supply information for the following: **Utility History Average Monthly Utility Cost** Item Company/Source Attached Coal \$ П **Electric** \$ Gas \$ # of Gallons Oil \$ **Propane** \$ Refuse \$ \$ **Security Alarm Systems** Sewer \$ \$ Water Wood \$ Other \$ **PART III** Additional Information To the best of your knowledge, are you aware of any of the following conditions with respect to the subject property? For any "Yes" answer, indicate the relevant item number and explain the condition on the Explanation Addendum or Amendment to the State of Alaska Residential Real Property Disclosure Statement form (page 13). UNK Yes No Do you know of any existing, pending, or potential legal action(s) concerning the property? 2. Do you know of any street or utility improvements planned that will affect the property? Road maintenance provided? 3. П If yes, provided by:

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**Date** 

**Seller's Initials** 

**Property Address** 

**Date** 

**Buyer's Initials** 

PART III Additional Information (continued)											
			Y	'es	No	UNK					
4. Is the property currently rented or leased?											
If yes, expiration date:											
5. Is there a homeowner's association (HOA) for the property?											
If yes, HOA Name:	HOA Phone Num	ber:									
☐ Mandatory ☐ Voluntary ☐ Inactive	Monthly Dues:	\$	p	er _							
Are there any levied or pending assessments?											
Name of person responsible for issuing resale certificate:	Phone Number:										
Setbacks/Restrictions			Setbacks/Restrictions								
			Y	es	No	UNK					
Have you been notified of any proposed zoning changes for the property	?		Y [	es	No	UNK					
<ol> <li>Have you been notified of any proposed zoning changes for the property</li> <li>Are you aware of features of the property shared in common with adjoin walls, fences and driveways, whose use or responsibility for maintenance</li> </ol>	ning property owne		as c	es	No	UNK					
2. Are you aware of features of the property shared in common with adjoin	ing property owne		as c	es	No	UNK					
2. Are you aware of features of the property shared in common with adjoin walls, fences and driveways, whose use or responsibility for maintenance	ing property owne e may affect the pi	roperty?	as c	es	No	UNK					
<ol> <li>Are you aware of features of the property shared in common with adjoin walls, fences and driveways, whose use or responsibility for maintenances.</li> <li>Are there subdivision conditions, covenants, or restrictions?</li> <li>Are you aware of any violations of building codes, zoning, setback requires.</li> </ol>	ing property owne e may affect the pi	roperty?	as c	es	No	UNK					
<ol> <li>Are you aware of features of the property shared in common with adjoin walls, fences and driveways, whose use or responsibility for maintenances.</li> <li>Are there subdivision conditions, covenants, or restrictions?</li> <li>Are you aware of any violations of building codes, zoning, setback require covenants, borough, or city restrictions on this property?</li> </ol>	ing property owner owner owner owner on the property of the pr	roperty?	as c	es —	No	UNK					
<ol> <li>Are you aware of features of the property shared in common with adjoin walls, fences and driveways, whose use or responsibility for maintenances.</li> <li>Are there subdivision conditions, covenants, or restrictions?</li> <li>Are you aware of any violations of building codes, zoning, setback require covenants, borough, or city restrictions on this property?</li> <li>Are you aware of any nonconforming uses of this property?</li> </ol>	ing property owner may affect the property?	roperty?	as c	es des	No	UNK					
<ol> <li>Are you aware of features of the property shared in common with adjoin walls, fences and driveways, whose use or responsibility for maintenance.</li> <li>Are there subdivision conditions, covenants, or restrictions?</li> <li>Are you aware of any violations of building codes, zoning, setback require covenants, borough, or city restrictions on this property?</li> <li>Are you aware of any nonconforming uses of this property?</li> <li>Are you aware of any deed, or other private restrictions on the use of the</li> </ol>	ing property owner may affect the property?	roperty?	as c	es I	No						

## PART III Additional Information (continued)

Heating Syst											
Check all types	that apply:										
☐ Boiler S											
☐ Electric	al Heat	Heat Pump	)		Pellet	Stove		Other	:		
Forced	Air	☐ Hot Water	Baseboard		Radia	nt Heat					
Age (Years):		Last Cleaned:				Last Insp	ected:				
	Coal	Electric	☐ Natural G	as		Wood					
Source:	Propane T	ank which is:	Leased			Owned					
	Oil with _	Gallon Stora	ge which is:	Bu	ried	Abo	ove Groun	d 🔲	Othe	r:	
Age of Tank:											
Sewer Syste	m										
									Yes	No	UNK
Туре:	Public	Private	Commu	unity		Other:					<del></del>
1. Does your	sewer system ha	ave a lift station/l	ift pump?								
If Private:	☐ Holding	Tank 🔲	Septic Tank			Other:					_
Drain Field System:	☐ Bed [	Crib	Mound [	P	it	Trench	☐ Ot	ther:			
Innovative	Biocycle	☐ Int	ermittent Sand Fil	ter		Recircul	lating Upfl	ow Filte	er		
Sewer System:	Seconda	ry Sewer Treatme	ent Plant			Other:					
2. Has the se	wer system faile	d while you owne	ed the property?		-						
			documentation t Transfer Disclosu					Adden	dum or	Amend	lment
Age of Sewer System:					L	ocation:					
3. Have you ownership	<del>-</del>	aintenance or ins	pections done on	the s	ewer sy	ystem durir	ng your				
			documentation t				•	Adden	dum or	Amend	lment
Approval/ Certification So	ource:						Date (If Kr	e: nown)			
4. Are you a	ware of any aban	doned sewer syst	tems, leach fields,	, cribs	, etc., c	on the prop	erty?				
Seller's Initials	Date		Propert	v Add	ress		Bu	yer's Ini	itials	D	ate

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## PART III Additional Information (continued)

Water Supply						
Type:	C Private Community	Other:				
Type:  Water Tank: Size: Shared Well (provide agreement, if any)						
Well Depth (Feet): (If Private)	Flow Rate (Gallons per Minute): (If Private)	Date Tested:				
Location of Operational Well:						
·			Yes	No	UNK	
1. Are there any abando	oned wells on the property?					
2. Have you had any pro	oblems with your water supply?					
	contaminants in your water supply, to include b or other contaminants?	out not limited to E-coli, nitrates,				
4. Has the well failed wh	nile you have owned the property?					
5. Have you ever had a v	well pump problem or failure?					
6. Do you supply water t	to, or receive water from, others?					
If yes, is there a written ag	greement?					
7. Do you have a water rights certificate for this property?						
Water Heater						
Type: Oil	Gas Electric	Other:				
Age (Years):	Capacity (Gallons):					

Seller's Initials Date Property Address Buyer's Initials Date

#### Additional Information (continued) PART III **Roof or Other Leakage** ☐ Other: \_ Type: ☐ Asphalt/Composition Shingle ☐ Cedar Shake ☐ Built-Up Age (Years): Location of Attic Access: Yes No UNK 1. Are you aware of any ice damming on the roof? If yes, provide location: 2. Are you aware of any water leaking into the home? (i.e., windows, lights, fireplace, etc.) П П П If yes, provide location: Fireplace and/or Woodstove ☐ Electric Type: ☐ Gas/Propane Pellet ☐ Wood Other: \_ Date Chimney(s) Last Cleaned or **Cleaned or Serviced:** Serviced By: Freeze-Ups UNK Yes No Have you had any frozen water lines, sewer lines, drains, or heating systems? П If yes, please include information and additional documentation that is relevant to the Explanation Addendum or Amendment to the State of Alaska Residential Real Property Transfer Disclosure Statement (page 13). 2. Are there any heat tapes, heat lamps, or other freeze prevention devices? If yes, provide location and explain use: **Drainage** UNK Yes No Are you aware of ever having any water in the crawl space, basement, or lower level? If yes, please include information and additional documentation that is relevant to the Explanation Addendum or Amendment to the State of Alaska Residential Real Property Transfer Disclosure Statement (page 13). If yes, how was the Sump Pump(s) Curtain Drain Rain Gutter/Extension Other: problem resolved? **Date Problem was** Location of Each Resolved: **Sump Pump:** 2. To where does the water drain after it leaves the sump pump? 3. Are you aware of any issues with high water table? П If yes, please include information and additional documentation that is relevant to the Explanation Addendum or Amendment to the State of Alaska Residential Real Property Transfer Disclosure Statement (page 13).

**Date** 

Seller's Initials

**Property Address** 

**Date** 

**Buyer's Initials** 

PART III Additional Information (continued)			
	Yes	No	UNK
3. If gutters, where do downspouts discharge?			
4. Is there a floor drain in the structure, including garage?			
If yes, where is it located and where does it drain to?			
Inspection			
	Yes	No	UNK
1. To the best of your knowledge, has the property been inspected by an engineer/home inspector?			
If yes, please include information and additional documentation that is relevant to the Explanation Addento the State of Alaska Residential Real Property Transfer Disclosure Statement (page 13).	dum or	Ameno	dment
2. Has there been any energy rating on the property?			
If yes, year conducted?			
3. Energy Rated?			
If known, Energy Rater?			
Encroachments			
	Yes	No	UNK
1. Does anything on your property encroach (extend) onto your neighbor's property?			
2. Does anything on your neighbor's property encroach onto your property?			
Environmental Concerns			
	Yes	No	UNK
<ol> <li>Are you aware of any substances, materials, or products that may be an environmental hazard such as asbestos, formaldehyde, radon gas, lead-based paint, fuel or chemical storage tanks, contaminated soil, water, or by-products from the production of methamphetamines on the subject property?</li> </ol>			
2. Are you aware of any mildew or mold issues affecting this property?			
3. Are you aware of any underground storage tanks on this property, other than previously referenced fuel or septic tanks?			
If yes, number of tanks:			
4. Are you aware if the property is in an avalanche zone/mudslide area?			
5. Have you ever filed an insurance claim for any environmental damage to the property?			
6. Are you aware of a waste disposal site or a gravel pit within a one-mile radius of the property?			
Seller's Initials Date Property Address Buyer's Ini	itials		ate

PART III Additional Information (continued)

Flood Zone Designation			
	Yes	No	UNK
1. Is this property in a flood zone?			
2. Are you aware of any erosion/erosion zone or accretion affecting this property?			
3. Are you aware of any damage to the property or any of the structures from flood, landslide, avalanche, high winds, fire, earthquake, or other natural causes?			
4. Are you aware if the property has flooded?			
Soil Stability			
	Yes	No	UNK
1. Are you aware of any debris buried or filling on any portion of the property?			
2. Are you aware of any permafrost or other soil problems which have caused settling, slippage, slidir or heaving that affects the improvements of the property?	ng,		
3. Are you aware of any drainage, or grading problems that affect this property?			
Constructions, Improvements/Remodel			
	Yes	No	UNK
Have you remodeled, made any room additions, structural modifications, or improvements?			
If yes, please describe:			
Was the work performed with necessary permits in compliance with building codes?			
Was a final inspection performed, if applicable?			
2. Are there any open building permits for the property?			
3. Has a fire ever occurred in the structure?			
Pest Control or Wood Destroying Organisms			
	Yes	No	UNK
1. Are you aware of any termites, ants, insects, squirrels, vermin, rodents, bed bugs, etc. in the structure?			
If yes, when? What type?			
If yes, describe what was done to resolve the problem:			
Seller's Initials Date Property Address Buyer'	's Initials		Date

2. Has there been damage in the past resulting from termites, ants, insects, squirrel the structure?  If yes, when?  Where?  Where?  Other	s, rodents, etc. i	Yes	No	UNK			
the structure?  If yes, when?  Where?  If yes, describe what was done to resolve the problem:							
If yes, describe what was done to resolve the problem:	What type?						
done to resolve the problem:							
Othor							
Otilei							
		Yes	No	UNK			
1. Are you aware of any murder or suicide having occurred on the property within the	e preceding 3 yea	irs?					
2. Are you aware of any human burial sites on the property?							
3. Are you aware of any smoking of any kind inside the property during your owners	ship?						
Noise							
		Yes	No	UNK			
<ol> <li>Are you aware of any noise sources that may affect the property, including airpla traffic, racetracks, neighbors, etc.?</li> </ol>	nes, trains, dogs	, <u> </u>					
If yes, please include information and additional documentation that is relevant to the to the State of Alaska Residential Real Property Transfer Disclosure Statement (page 2)	-	ldendum oı	Amen	dment			
Pets							
		Yes	No	UNK			
1. Have there been any pets/animals in the house?							
If yes, how many and what type?							
PART IV Agreement							
I/We have completed this disclosure statement according to AS 34.70.010 - AS 34.70.200 and these instructions, and the statements are made in good faith and are true and correct to the best of my/our knowledge as of the date signed. I/We authorize any licensees involved or participating in this transaction to provide a copy of this statement to any person or entity in connection with any actual or anticipated transfer of the property or interest in the property.							
and the property of microst in the							
Seller Signature:	Date:						
	Date:						



# THE STATE of ALASKA

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### **Buyer's Notice and Receipt of Copy**

**Transferee (Buyer) Awareness Notice:** Under AS 34.70.050, Transferee (Buyer) is independently responsible for determining whether a person who has been convicted of a sex offense resides in the vicinity of the property that is the subject of the Transferee's (Buyer's) potential real estate transaction. This information is available at the following locations: Alaska State Trooper Posts, Municipal Police Departments, and on the State of Alaska, Department of Public Safety Internet site: <a href="https://dps.alaska.gov/Home">https://dps.alaska.gov/Home</a>

**Transferee (Buyer) Awareness Notice:** Under AS 34.70.050, Transferee (Buyer) is independently responsible for determining whether, in the vicinity of the property that is the subject of the transferee's potential real estate transaction, there is an agricultural facility or agricultural operation that might produce odor, fumes, dust, blowing snow, smoke, burning, vibrations, noise, insects, rodents, the operation of machinery including aircraft, and other inconveniences or discomforts as a result of lawful agricultural operations.



The Buyer is urged to inspect the property carefully and to have the property inspected by an expert. Buyer understands that there are aspects of the property of which the Seller may not have knowledge and that this disclosure statement does not encompass those aspects.



The Licensee bears no responsibility for the condition of the property irrespective of whether an inspection was conducted or not.

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I, the Buyer, certify that I have read and received a signed copy of the State of Alaska Residential Real Property Disclosure Statement from the Seller or any Licensee involved or participating in this transaction.

Buyer Signature:	Date:	
Buyer Signature:	Date:	

Seller's Initials	Date	Property Address	Buyer's Initials	Date



## of ALASKA

Department of Commerce, Community, and Economic Development Division of Corporations, Business and Professional Licensing

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Website: ProfessionalLicense.Alaska.Gov/RealEstateCommission

## **Explanation Addendum or Amendment to the State of Alaska Residential Real Property Disclosure Statement**

Use this page to:

- 1) clarify repairs, defects, or malfunctions.
- 2) explain items in more detail.
- 3) make changes or update this disclosure form.

AS 34.70.020 provides that if a disclosure statement or material amendment is delivered to the Buyer after the Buyer has made a written offer, the Buyer may terminate the offer by delivering a written notice of termination to the Seller or the Seller's licensee within three days after the disclosure statement or amendment is delivered in person or within six days after the disclosure statement or amendment is delivered by deposit in the mail.

In compliance with AS 34.70.080, the Seller amends the disclosure statement for the real property described below:

List items change	d or clarified. Use addi	itional Adden	dum/Amendment pages, i	f necessary.						
Page Number		Item/Explanation								
	tify that the information lge as of the date signed		ndum/Amendment to the [	Disclosure Stateme	ent is true and corr	ect to the best				
Seller Signature:				Date:						
Seller Signature:				Date:						
/We (Buyer(s)) hav	ve received a copy of th	is Addendum,	/Amendment to the Disclo	sure Statement.						
Buyer Signature:				Date:						
Buyer Signature:				Date:						
Seller's Initials	Date		Property Address		Buyer's Initials	Date				