

SELLER'S PROPERTY CONDITION DISCLOSURE STATEMENT

RESIDENTIAL-SDCL 43-4-44

Seller(s) Francis Klein + Faye Klein, spouse
 Property Address 10066 468th Ave Rosholt, SD by survey
 Property Legal Description Approximately 5 Acre tract SW 1/4 29-129-49 to be determined Roberts County, South Dakota

This Disclosure Statement concerns the real property identified above and offered for sale. This disclosure is required by law to be completed by sellers of real property and given to potential buyers. This form can have important legal consequences. If you do not understand this form, you should seek advice from a competent source.

Seller states that the information contained in this disclosure fully reflects the Seller's knowledge of the matters disclosed as of the date affixed to the form. If any material fact changes prior to closing, the seller MUST disclose that change in a written amendment to this disclosure statement and give the same to the buyer.

This statement is a DISCLOSURE OF THE CONDITION OF THE ABOVE DESCRIBED PROPERTY in compliance with South Dakota law § 43-4-38. It is NOT A WARRANTY of ANY KIND by the Seller or anyone representing any party in a transaction. It is NOT A SUBSTITUTE FOR ANY INSPECTIONS OR WARRANTIES either party may wish to obtain.

Seller hereby authorizes any agent representing any party in this transaction to provide a copy of this statement to any person or entity in connection with any actual or anticipated sale of the property.

If the answer to any of the following requires more space for explanation, please fully explain in comments or on an attached separate sheet.

I. LOT OR TITLE INFORMATION

1. When did you purchase or build the home? Month Year Inherited 2-7-2025

	LOT OR TITLE INFORMATION	Yes	No	Don't Know	N/A	Comments
2.	Are there any recorded liens or financial instruments against the property, other than a first mortgage?		X			
3.	Are there any unrecorded liens or financial instruments against the property, other than a first mortgage; or have any materials or services been provided in the past one hundred twenty days that would create a lien against the property under chapter 44-9?		X			
4.	Are there any easements which have been granted in connection with the property (other than normal utility easements for public water and sewer, gas and electric service, telephone service, cable television service, drainage, and sidewalks)?		X			
5.	Are there any problems related to establishing the lot lines/boundaries?		X			
6.	Do you have a location survey in your possession or a copy of the recorded plat?		X			If yes, attach a copy.
7.	Are you aware of any encroachments or shared features, from or on adjoining property (i.e. fences, driveway, sheds, outbuildings, or other improvements)?		X			
8.	Are you aware of any covenants or restrictions affecting the use of the property in accordance with local law?		X			If yes, attach a copy.
9.	Are you aware of any current or pending litigation, foreclosure, zoning, building code or restrictive covenant violation notices, mechanic's liens, judgments, special assessments, zoning changes, or changes that could affect your property?		X			
10.	Is the property currently occupied by the owner?					
11.	Does the property currently receive the owner-occupied tax reduction pursuant to SDCL 10-13-39?			X	FK	Don't know SD tax statutes
12.	Is the property currently part of a property tax freeze for any reason?			X		Not to my knowledge
13.	Is the property leased?		X			

	LOT OR TITLE INFORMATION	Yes	No	Don't Know	N/A	Comments
14.	If leased, does the property use comply with applicable local ordinances?				X	
15.	Does this property or any portion of this property receive rent?		X			If yes, how much \$_____ and how often _____
16.	Do you pay any mandatory fees or special assessments to a homeowners' or condominium association?		X			If yes, what are the fees or assessments? \$_____ per _____ (annually, semi-annually, monthly) Payable to whom: _____ For what purpose: _____
17.	Are you aware if the property has ever had water in either the front, rear, or side yard more than 48 hours?		X			
18.	Is the property located in a flood plain?			X		Doubtful, never flooded
19.	Are federally protected wetlands located upon any part of the property?		X			
20.	Are you aware of any private transfer fee obligations, as defined pursuant to § 43-4-48, that would require a buyer or seller of the property to pay a fee or charge upon the transfer of the property, regardless of whether the fee or charge is a fixed amount or is determined as a percentage of the value of the property?		X			If yes, what are the fees or charges? \$_____ per _____ (annually, semi-annually, monthly)

Additional Comments 11/12 Not familiar with SD property tax. 18. Not qualified to determine flood plain category.

II. STRUCTURAL INFORMATION

	STRUCTURAL INFORMATION	Yes	No	Don't Know	N/A	Comments
1.	Are you aware of any water penetration in the walls, windows, doors, basement, or crawl space?	X				See attachment
2.	Have any water damage related repairs been made?		X			"
	Are there any unrepaired water-related damages that remain?		X			"
3.	Are you aware if drain tile is installed on the property?		X			
4.	Are you aware of any interior cracked walls, ceilings or floors, or cracks or defects in exterior driveways, sidewalks, patios, or other hard surface areas?	X				Plaster has cracks, more so in ceilings. approx 15 years old
5.	Type of roof covering: Composition shingle	X				
6.	Are you aware of any roof leakage, past or present?	X				
7.	Is there any existing unrepaired damage to the roof?		X	X		Not to my knowledge
8.	Are you aware of insulation in ceiling/attic?		X			
9.	Are you aware of insulation in walls?		X			
10.	Are you aware of insulation in the floors?		X			
11.	Are you aware of any pest infestation or damage, either past or present?	X	X			Gophers in yard in the past.
	Are you aware of the property having been treated or repaired for any pest infestation or damage?	X				If yes, who treated it and when? poisoned gophers in yard trapped
12.	Are you aware of any work upon the property which required a building, plumbing, electrical, or any other permit?		X			See attachment
13.	Was a permit obtained for work performed upon the property?		X			"
	Was the work approved by an inspector as required by local or state ordinance?			X		"
14.	Are you aware of any past or present damage to the property (e.g., fire, smoke, wind, floods, hail, or snow)?	X				"
15.	Have any insurance claims been made for damage to the property?	X				"
16.	Was an insurance payment received for damage to the property?	X				"
17.	Has the damage to the property been repaired?	X				"
18.	Are there any unrepaired damages to the property from the insurance claim?		X			"

	STRUCTURAL INFORMATION	Yes	No	Don't Know	N/A	Comments
19.	Are you aware of any problems with sewer blockage or backup, past or present?	X				See attachment
20.	Are you aware of any drainage, leakage, or runoff from any sewer, septic tank, storage tank, or drain on the property into any adjoining lake, stream, or waterway?		X			

Additional Comments _____

III. SYSTEMS/UTILITIES INFORMATION

	SYSTEMS/UTILITIES INFORMATION	Working	Not Working	None	Not Included	Comments
1.	Air Conditioning System	X				Window unit
2.	Air Exchanger			X		
3.	Air Purifier			X		
4.	Attic Fan			X		
5.	Bathroom Whirlpool and Controls			X		
6.	Burglar Alarm & Security System			X		
7.	Ceiling Fan	X				
8.	Central Air - Electric			X		
9.	Central Air - Water Cooled			X		
10.	Cistern		X			Not used.
11.	Dishwasher			X		
12.	Disposal			X		
13.	Doorbell			X		
14.	Fireplace			X		
15.	Fireplace Insert			X		
16.	Garage Door(s)			X		
17.	Garage Door Opener(s)			X		
18.	Garage Door Control(s)			X		
19.	Garage Wiring			X		
20.	Home Heating System(s) Type: propane boiler	X				Age: 100 Hot water boiler
21.	Hot Tub and Controls			X		radiator 1981
22.	Humidifier			X		
23.	In Floor Heat			X		
24.	Intercom			X		
25.	Light Fixtures	X				
26.	Microwave			X		
27.	Microwave Hood			X		
28.	Plumbing and Fixtures	X				
29.	Pool and Equipment			X		
30.	Propane Tank (Leased X Owned)	X				
31.	Radon System			X		
32.	Sauna			X		
33.	Septic/Leaching Field			X		See attachment
34.	Sewer Systems/Drains	X				
35.	Smart Home System			X		
36.	Smoke/Fire Alarm			X		
37.	Solar House - Heating			X		
38.	Sump Pump(s)				X	NONE
39.	Switches and Outlets	X				
40.	Underground Sprinkler and Heads			X		
41.	Vent Fan - Kitchen			X		
42.	Vent Fan - Bathroom			X		
43.	Water Heater (X Electric Gas)	X				Age: UNKNOWN
44.	Water Purifier (Leased Owned)			X		
45.	Water Softener (Leased Owned)			X		

	SYSTEMS/UTILITIES INFORMATION	Working	Not Working	None	Not Included	Comments
46.	Well and Pump	X				approx 30-35 years old 1994
47.	Wood Burning Stove			X		

Additional Comments radiators + pipes - original; propane boiler from approx 1970s

IV. HAZARDOUS CONDITIONS

Are you aware of any existing hazardous conditions of the property and are you aware of any tests having been performed? If the answer is yes to any of the questions below, please explain in additional comments or on an attached separate sheet.

	HAZARDOUS CONDITIONS	Existing Conditions		Tests Performed		Comments
		Yes	No	Yes	No	
1.	Methane Gas		X		X	see attachment
2.	Lead Paint		X		X	
3.	Radon Gas (House)		X		X	
4.	Radon Gas (Well)		X		X	
5.	Radioactive Materials		X		X	
6.	Landfill, Mineshaft		X		X	
7.	Expansive Soil		X		X	
8.	Mold		X		X	
9.	Toxic Materials		X		X	
10.	Urea Formaldehyde Foam Insulations		X		X	
11.	Asbestos Insulation		X		X	see attachment
12.	Buried Fuel Tanks		X		X	
13.	Chemical Storage Tanks		X		X	
14.	Fire Retardant Treated Plywood		X		X	
15.	Production of Methamphetamines		X		X	
16.	Use of Methamphetamines		X		X	

V. MISCELLANEOUS INFORMATION

	MISCELLANEOUS INFORMATION	Yes	No	Don't Know	N/A	Comments
1.	Is the street or road located at the end of the driveway to the property <u>X</u> public or <u> </u> private	X				
2.	Is there a written road maintenance agreement? If yes, attach a copy of the maintenance agreement.				X	Driveway leads to paved county road
3.	Has the fireplace/wood stove/chimney flue been cleaned? If yes, please provide date of service.		X			
4.	Since you have owned the property, are you aware of a human death by homicide or suicide occurring on the property?		X			
5.	Is the water source <u> </u> public or <u>X</u> private					If private, what is the date and result of the last water test? See Attachment
6.	Is the sewer system <u> </u> public or <u>X</u> private					If private, what is the date of the last time septic tank was pumped? See Attachment
7.	Are there broken window panes or seals?	X				There are some cracked panes.
8.	Are there any items attached to the property that will not be left, such as: towel bars, mirrors, curtain rods, window coverings, light fixtures, clothes lines, swing sets, storage sheds, ceiling fans, basketball hoops, mail boxes, tv mounts, speakers, etc.?		X			If yes, please list:
9.	Are you aware of any other material facts which have not been disclosed on this form?		X			If yes, please explain:

Additional Comments _____

VI. ADDITIONAL COMMENTS (ATTACH ADDITIONAL PAGES IF NECESSARY)

CLOSING SECTION

The Seller hereby certifies that the information contained herein is true and correct to the best of the Seller's information, knowledge, and belief as of the date of the Seller's signature below. If any of these conditions change before conveyance of title to this property, the change will be disclosed in a written amendment to this disclosure statement.

Frances Klein
Seller

4-27-2025
Date

Faye Klein
Seller

4-27-2025
Date

THE SELLER AND THE BUYER MAY WISH TO OBTAIN PROFESSIONAL ADVICE AND INSPECTIONS OF THE PROPERTY TO OBTAIN A TRUE REPORT AS TO THE CONDITION OF THE PROPERTY AND TO PROVIDE FOR APPROPRIATE PROVISIONS IN ANY CONTRACT OF SALE AS NEGOTIATED BETWEEN THE SELLER AND THE BUYER WITH RESPECT TO SUCH PROFESSIONAL ADVICE AND INSPECTIONS.

I/We acknowledge receipt of a copy of this statement on the date appearing beside my/our signature(s) below. Any agent representing any party to this transaction makes no representations and is not responsible for any conditions existing in the property.

Buyer

Date

Buyer

Date

II Structure

1. There is basement seepage in wet years, mostly in the spring. Appears to come up from below.
2. Water disappears after seeping into floor drain. Sweeping + fans dry the floor when wet period is over.
6. Roof leakage in the past. Then shingles replaced.
- 7-9 I've been told that walls are back plastered.
- 12-13 Electrical box was updated to breakers some years ago. Not sure if permits or inspections were required.
- 14-18 There was a fire in BSMT from furnace. It damaged floor joists ^{above} & floor boards. I believe it occurred in the early 1970's. Smoke damage above.
19. I believe septic has three concrete tanks. I don't think there is a drain field. Septic will back up when overloaded or in wet years.

III Systems

- 33 I don't think there is a leaching field.

IV Hazardous Conditions

11. There is insulation on water pipes leading to radiators in BSMT. Don't know if they contain asbestos.
2. As stated earlier, don't know the extent of lead paint, but likely considering age of improvements.
5. Don't have a water test. Weber Well Drilling, Ridgerwood, ND installed the submersible pump well years ago.

6. Not aware when tank was pumped.

Francie Klein 4-27-2025

Faye Klein 4-27-2025

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).

Home built in 1925, so could be present

FK (ii) ☒ 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) ☐ 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).

FK (ii) ☒ 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) ☒ 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.

Heather Klein
Seller

4-27-2025
Date

Faye Klein
Seller

4-27-2025
Date

[Signature]
Purchaser
Agent

4-27-2025
Date
Date

[Signature]
Purchaser
Agent

Date
Date