Arizona law requires the seller to disclose material (important) facts about the property, even if you are not asked by the buyer or a real estate agent. These disclosure obligations remain even if you and the buyer agree that no Seller’s Property Disclosure Statement (“SPDS”) will be provided.

The SPDS is designed to assist you, the seller, in making these legally required disclosures and to avoid inadvertent nondisclosures of material facts. To satisfy your disclosure obligations and protect yourself against alleged nondisclosure, you should complete the SPDS by answering all questions as truthfully and as thoroughly as possible. Attach copies of any available invoices, warranties, inspection reports, and leases, to insure that you are disclosing accurate information. Use the blank lines to explain your answers. If you do not have the personal knowledge to answer a question, it is important not to guess – use the blank lines to explain the situation.

If the buyer asks you about an aspect of the property, you have a duty to disclose the information, even if you do not consider the information material.* You also have a legal duty to disclose facts when disclosure is necessary to prevent a previous statement from being misleading or misrepresented: for example, if something changes.

If you do not make the legally required disclosures, you may be subject to civil liability. Under certain circumstances, nondisclosure of a fact is the same as saying that the fact does not exist. Therefore, nondisclosure may be given the same legal effect as fraud.

If you are using the Arizona Association of REALTORS® (“AAR”) Residential Resale Real Estate Purchase Contract, the seller is required to deliver “a completed AAR Residential SPDS form to the Buyer within five (5) days after Contract acceptance.” If the Seller does not provide the SPDS as the Contract requires, the Seller is potentially in breach of the Contract, thereby enabling the Buyer to cancel the transaction and receive the earnest money deposit.

* By law, sellers are not obligated to disclose that the property is or has been: (1) a site of a natural death, suicide, homicide, or any other crime classified as a felony; (2) owned or occupied by a person exposed to HIV, or diagnosed as having AIDS or any other disease not known to be transmitted through common occupancy of real estate; or (3) located in the vicinity of a sex offender. However, the law does not protect a seller who makes an intentional misrepresentation. For example, if you are asked whether there has been a death on the property and you know that there was such a death, you should not answer “no” or “I don’t know.” Instead you should either answer truthfully or respond that you are not legally required to answer the question.
**PROPERTY AND OWNERSHIP**

As used herein, "Property" shall mean the real property and all fixtures and improvements thereon and appurtenances incidental thereto, plus fixtures and personal property described in the Contract.

**PROPERTY ADDRESS:**

<table>
<thead>
<tr>
<th>STREET ADDRESS</th>
<th>CITY</th>
<th>STATE</th>
<th>ZIP</th>
</tr>
</thead>
</table>

Does the Property include any leased land?  
☐ Yes  ☐ No  
Explain:  

Is the Property located in an unincorporated area of the county?  
☐ Yes  ☐ No  
If yes, and five or fewer parcels of land other than subdivided land are being transferred, the Seller must furnish the Buyer with a written Affidavit of Disclosure in the form required by law.

**LEGAL OWNER(S) OF PROPERTY:**

Date Purchased:  

The Property is currently:  
☐ Owner-occupied  ☐ Leased  ☐ Estate  ☐ Foreclosure  ☐ Vacant  
If vacant, how long?  

If a rental property, how long?  
Expiration date of current lease:  
(Attach a copy of the lease if available.)

If any refundable deposits or prepaid rents are being held, by whom and how much?  
Explain:  

Is the legal owner(s) of the Property a foreign person or a non-resident alien pursuant to the Foreign Investment in Real Property Act (FIRPTA)?  
☐ Yes  ☐ No  
If yes, consult a tax advisor; mandatory withholding may apply.

Is the Property located in a community defined by the fair housing laws as housing for older persons?  
☐ Yes  ☐ No  
Explain:  

Approximate year built:  
If Property was built prior to 1978, Seller must furnish the Buyer with a lead-based paint disclosure form.

**NOTICE TO BUYER:** If the Property is in a subdivision, a subdivision public report, which contains a variety of information about the subdivision at the time the subdivision was approved, may be available by contacting the Arizona Department of Real Estate or the homebuilder. The public report information may be outdated. www.azre.gov.
Residential Seller’s Property Disclosure Statement (SPDS)  

YES  NO

21. ☐ ☐ Have you entered into any agreement to transfer your interest in the Property in any way, including rental renewals or options to purchase? Explain: ________________________________

22. ☐ ☐ Are you aware if there are any association(s) governing the Property? If yes, provide contact(s) information: Name: ___________________________ Phone #: ___________________________.

23. ☐ ☐ Are you aware if there are any association fees payable upon transfer of the Property? Explain: ________________________________

24. ☐ ☐ Are you aware of any proposed or existing association assessment(s)? Explain: ________________________________

25. ☐ ☐ Are you aware of any pending or anticipated disputes or litigation regarding the Property or the association(s)? Explain: ________________________________

26. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ☐ Judgment liens ☐ Tax liens ☐ Other non-consensual liens Explain: ________________________________

27. ☐ ☐ Are you aware of any assessments affecting the Property? (Check all that apply): ☐ Paving ☐ Sewer ☐ Water ☐ Electric ☐ Other Explain: ________________________________

28. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ☐ Recorded easements ☐ Use restrictions ☐ Lot line disputes ☐ Encroachments ☐ Unrecorded easements ☐ Use permits ☐ Other Explain: ________________________________

29. ☐ ☐ Are you aware of any pending or anticipated disputes or litigation regarding the Property or the association(s)? Explain: ________________________________

30. ☐ ☐ Are you aware of any violation(s) of any of the following? (Check all that apply): ☐ Zoning ☐ Building Codes ☐ Utility Service ☐ Sanitary health regulations ☐ Covenants, Conditions, Restrictions (CC&R’s) ☐ Other _________ (Attach a copy of notice(s) of violation if available.) Explain: ________________________________

31. ☐ ☐ Are you aware of any title issues affecting the Property? (Check all that apply): ________________________________

32. ☐ ☐ Are you aware of any public or private use paths or roadways on or across the Property? Explain: ________________________________

33. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

34. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

35. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

36. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

37. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

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41. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

42. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

43. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

44. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

45. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

46. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

47. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

48. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

49. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

50. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

51. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

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54. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

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59. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

60. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

61. ☐ ☐ Are you aware of any of the following recorded against the Property? (Check all that apply): ________________________________

62. ☐ ☐ ROOF / STRUCTURAL:

63. ☐ ☐ NOTICE TO BUYER: Contact a professional to verify the condition of the roof.

64. ☐ ☐ Are you aware of any past or present roof leaks? Explain: ________________________________

65. ☐ ☐ Are you aware of any past or present roof leaks? Explain: ________________________________

66. ☐ ☐ Are you aware of any past or present roof leaks? Explain: ________________________________

67. ☐ ☐ Are you aware of any past or present roof leaks? Explain: ________________________________

NOTICE TO BUYER: Your claims history, your credit report, the Property’s claims history and other factors may affect the insurability of the Property and at what cost. Under Arizona law, your insurance company may cancel your homeowner’s insurance within 60 days after the effective date. Contact your insurance company.

BUILDING AND SAFETY INFORMATION

62. ☐ ☐  

NOTICE TO BUYER: Contact a professional to verify the condition of the roof.

63. ☐ ☐ Are you aware of any past or present roof leaks? Explain: ________________________________

64. ☐ ☐ Are you aware of any past or present roof leaks? Explain: ________________________________

65. ☐ ☐ Are you aware of any past or present roof leaks? Explain: ________________________________

66. ☐ ☐ Are you aware of any past or present roof leaks? Explain: ________________________________

67. ☐ ☐ Are you aware of any past or present roof leaks? Explain: ________________________________
Are you aware of any roof repairs? Explain:

Are there a roof warranty? (Attach a copy of warranty if available.)

If yes, is the roof warranty transferable? Cost to transfer:

Are you aware of any interior wall/ceiling/door/window/floor problems? Explain:

Are you aware of any cracks or settling involving the foundation, exterior walls or slab? Explain:

Are you aware of any chimney or fireplace problems, if applicable? Explain:

Are you aware of any damage to any structure on the Property by any of the following? (Check all that apply):
- Flood
- Fire
- Wind
- Expansive soil(s)
- Water
- Hail
- Other

Are you aware of any past or present treatment(s) of the Property for termites or other wood destroying organisms?

If yes, date last treatment was performed:

Name of treatment provider(s):

Is there a treatment warranty? (Attach a copy of warranty if available.)

If yes, is the treatment warranty transferrable?

NOTICE TO BUYER: Contact Office of Pest Management for past termite reports or treatment history. www.sb.state.az.us

HEATING & COOLING:

Heating: Type(s) Approximate Age(s)

Cooling: Type(s) Approximate Age(s)

Are you aware of any past or present problems with the heating or cooling system(s)?

Explain:

PLUMBING:

Are you aware of the type of water pipes, such as galvanized, copper, PVC, CPVC or polybutylene?

If yes, identify:

Are you aware of any past or present plumbing problems? Explain:

Are you aware of any water pressure problems? Explain:

Type of water heater(s): Gas Electric Solar Approx. age(s):

Are you aware of any past or present water heater problems? Explain:

Is there a landscape watering system? If yes, type: automatic timer manual both

If yes, are you aware of any past or present problems with the landscape watering system?

Explain:

Are there any water treatment systems? (Check all that apply):

water filtration reverse osmosis water softener Other

Is water treatment system(s) owned leased (Attach a copy of lease if available.)

Are you aware of any past or present problems with the water treatment system(s)?

Explain:
YES NO

SWIMMING POOL/SPA/HOT TUB/SAUNA/WATER FEATURE:

119. □ □ Does the Property contain any of the following? (Check all that apply):
   □ Swimming pool □ Spa □ Hot tub □ Sauna □ Water feature
120. □ □ If yes, are either of the following heated? □ Swimming pool □ Spa □ If yes, type of heat: __________
121. □ □ Are you aware of any past or present problems relating to the swimming pool, spa, hot tub, sauna or water feature?
   Explain: ________________________________________________________________

ELECTRICAL AND OTHER RELATED SYSTEMS:

122. □ □ Are you aware of any past or present problems with the electrical system? Explain: __________________________________________________________
123. □ □ If yes, is it (Check all that apply):
   □ Leased (Attach a copy of lease if available.) □ Owned □ Monitored □ Other __________________________
124. □ □ Are you aware of any past or present problems with the security system? Explain: __________________________________________________________
125. □ □ Does the Property contain any of the following systems or detectors? (Check all that apply):
   □ Smoke/fire detection □ Fire suppression (sprinklers) □ Carbon monoxide detector
126. □ □ If yes, are you aware of any past or present problems with the above systems? Explain: __________________________________________________________

MISCELLANEOUS:

127. □ □ Are you aware of any animals/pets that have resided in the Property? If yes, what kind: ____________________________
128. □ □ Are you aware of or have you observed any of the following on the Property? (Check all that apply):
   □ Scorpions □ Rabid animals □ Bee swarms □ Rodents □ Reptiles □ Bed Bugs □ Other: ________________
129. □ □ Explain: ________________________________________________________________
130. □ □ Has the Property been serviced or treated for pests, reptiles, insects, birds or animals? If yes, how often: ____________________________
131. □ □ Name of service provider(s): __________________________________ Date of last service: __________
132. □ □ Are you aware of any work done on the Property, such as building, plumbing, electrical or other improvements or alterations or room conversions? (If no, skip to line 156.)
133. □ □ Explain: ________________________________________________________________
134. □ □ Were permits for the work required? Explain: _______________________________________
135. □ □ If yes, were permits for the work obtained? Explain: ______________________________________
136. □ □ Was the work performed by a person licensed to perform the work? Explain: ______________________________________
137. □ □ Was approval for the work required by any association governing the property? Explain: ______________________________________
138. □ □ If yes, was approval granted by the association? Explain: ______________________________________
139. □ □ Was the work completed? Explain: _____________________________________________
140. □ □ Are there any security bars or other obstructions to door or window openings? Explain: __________________________
141. □ □ Are you aware of any past or present problems with any built-in appliances? Explain: ______________________________________
142. □ □ __________________________
143. □ □ __________________________
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161. □ □ __________________________

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UTILITIES

DOES THE PROPERTY CURRENTLY RECEIVE THE FOLLOWING SERVICES?

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
<th>PROVIDER</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td>SAMPLE</td>
</tr>
</tbody>
</table>

163. Electricity: ..............................................
164. Fuel: Natural gas  Propane  Oil ................
165. Cable / Satellite: ........................................
166. Internet:.....................................................
167. Telephone: ...................................................
168. Garbage Collection: ........................................
169. Fire: .............................................................
170. Irrigation: ...................................................
171. Water Source:
172. Public  Private water co.  Hauled water
173. Private well  Shared well  If water source is a private or shared well, complete and attach
174. Domestic Water Well/Water Use Addendum.

NOTICE TO BUYER: If the Property is served by a well, private water company or a municipal water provider, the Arizona Department of Water Resources may not have made a water supply determination. For more information about water supply, or any of the above services, contact the provider.

175. Are you aware of any past or present drinking water problems? Explain: ________________________________
176. U.S. Postal Service delivery is available at:  Property  Cluster Mailbox  Post Office  Other ________
177. Are there any alternate power systems serving the Property? (If no, skip to line 190.)
178. If yes, indicate type (Check all that apply):
179. Solar  Wind  Generator  Other ________
180. Are you aware of any past or present problems with the alternate power system(s)? Explain: ________________________________
181. Are any alternate power systems serving the Property leased? Explain: ________________________________
182. If yes, provide name and phone number of the leasing company (Attach copy of lease if available): ________________________________

ENVIRONMENTAL INFORMATION

<table>
<thead>
<tr>
<th>YES</th>
<th>NO</th>
</tr>
</thead>
<tbody>
<tr>
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</table>

190. Are you aware of any past or present issues or problems with any of the following on the Property? (Check all that apply):
191. Soil settlement/expansion  Drainage/grade  Erosion  Fissures  Dampness/moisture  Other ________
192. Explain: ________________________________
193. Are you aware of any past or present issues or problems in close proximity to the Property related to any of the following? (Check all that apply):
194. Soil settlement/expansion  Drainage/grade  Erosion  Fissures  Other ________
195. Explain: ________________________________

NOTICE TO BUYER: The Arizona Department of Real Estate provides earth fissure maps to any member of the public in printed or electronic format upon request and on its website at www.azre.gov.

196. Are you aware if the Property is subject to any present or proposed effects of any of the following? (Check all that apply):
197. Airport noise  Traffic noise  Rail line noise  Neighborhood noise  Landfill  Toxic waste disposal
198. Odors  Nuisances  Sand/gravel operations  Other ________
199. Explain: ________________________________
200. Are you aware if any portion of the Property has ever been used as a "Clandestine drug laboratory" (manufacture of, or storage of, chemicals or equipment used in manufacturing methamphetamine, ecstasy or LSD)?
201. NOTICE TO BUYER: The Arizona Board of Technical Registration (BTR) maintains a list of unremediated sites at www.azbtr.gov. To determine if the property was once on the list but has been remediated, contact the BTR. ________________

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Are you aware if the Property is located in the vicinity of a public or private airport? 

Explain:

NOTICE TO SELLER AND BUYER: Pursuant to Arizona law a Seller shall provide a written disclosure to the Buyer if the Property is located in territory in the vicinity of a military airport or ancillary military facility as delineated on a map prepared by the State Land Department. The Department of Real Estate also is obligated to record a document at the County Recorder’s Office disclosing if the Property is under restricted air space and to maintain the State Land Department Military Airport Map on its website at www.azre.gov.

Is the Property located in the vicinity of a military airport or ancillary military facility? 

Explain:

Are you aware of the presence of any of the following on the Property, past or present? (Check all that apply):
- Asbestos
- Radon gas
- Lead-based paint
- Pesticides
- Underground storage tanks
- Fuel/chemical storage

Explain:

Are you aware if the Property is located within or subject to any of the following ordinances? (Check all that apply):
- Superfund / WQARF / CERCLA
- Wetlands area
- Natural Area Open Spaces

Are you aware of any open mine shafts/tunnels or abandoned wells on the Property? 

If yes, describe location:

Are you aware if any portion of the Property is in a flood plain/way? Explain:

NOTICE TO BUYER: Your mortgage lender [may] [will] require you to purchase flood insurance in connection with your purchase of this property. The National Flood Insurance Program provides for the availability of flood insurance and establishes flood insurance policy premiums based on the risk of flooding in the area where properties are located. Recent changes to federal law (The Biggert-Waters Flood Insurance Reform Act of 2012 and the Homeowner Flood Insurance Affordability Act of 2014, in particular) will result in changes to flood insurance premiums that are likely to be higher, and in the future may be substantially higher, than premiums paid for flood insurance prior to or at the time of sale of the property. As a result, purchasers of property should not rely on the premiums paid for flood insurance on this property previously as an indication of the premiums that will apply after completion of the purchase. In considering purchase of this property you should consult with one or more carriers of flood insurance for a better understanding of flood insurance coverage, current and anticipated future flood insurance premiums, whether the prior owner’s policy may be assumed by a subsequent purchaser of the property, and other matters related to the purchase of flood insurance for the property. You may also wish to contact the Federal Emergency Management Agency (FEMA) for more information about flood insurance as it relates to this property.

Are you aware of any portion of the Property ever having been flooded? Explain:

Are you aware of any water damage or water leaks of any kind on the Property? Explain:

Are you aware of any past or present mold growth on the Property? If yes, explain:

SEWER/WASTEWATER TREATMENT

Is the entire Property connected to a sewer? 

If no, is a portion of the Property connected to a sewer? Explain:

If the entire Property or a portion of the Property is connected to a sewer, has a professional verified the sewer connection? 

If yes, how and when:

NOTICE TO BUYER: Contact a professional to conduct a sewer verification test.

Type of sewer:
- Public
- Private
- Planned and approved sewer system, but not connected

Name of Provider:
Are you aware of any past or present problems with the sewer? Explain:

Is the Property served by an On-Site Wastewater Treatment Facility? (If no, skip to line 267.)

If yes, the Facility is: □ Conventional septic system □ Alternative system; type:

If the Facility is an alternative system, is it currently being serviced under a maintenance contract?

If yes, name of contractor: _______________________________ Phone #: _______________________________

Approximate year Facility installed: _______________________________ (Attach copy of permit if available.)

Are you aware of any repairs or alterations made to this Facility since original installation?

Explain:

Approximate date of last Facility inspection and/or pumping of septic tank:

Are you aware of any past or present problems with the Facility? Explain:

OTHER CONDITIONS AND FACTORS

What other material (important) information are you aware of concerning the Property that might affect the Buyer’s decision-making process, the value of the Property, or its use? Explain:

ADDITIONAL EXPLANATIONS

SELLER CERTIFICATION: Seller certifies that the information contained herein is true and complete to the best of Seller’s knowledge as of the date signed. Seller agrees that any changes in the information contained herein will be disclosed in writing by Seller to Buyer prior to Close of Escrow, including any information that may be revealed by subsequent inspections. Seller acknowledges receipt of Residential Seller Disclosure Advisory titled When in Doubt — Disclose.

Reviewed and updated: Initials: _______________________________ / _______________________________ / _______________________________

BUYER’S ACKNOWLEDGMENT: Buyer acknowledges that the information contained herein is based only on the Seller’s actual knowledge and is not a warranty of any kind. Buyer acknowledges Buyer’s obligation to investigate any material (important) facts in regard to the Property. Buyer is encouraged to obtain Property inspections by professional independent third parties and to consider obtaining a home warranty protection plan.

NOTICE: Buyer acknowledges that by law, Sellers, Lessors and Brokers are not obligated to disclose that the Property is or has been: (1) the site of a natural death, suicide, homicide, or any other crime classified as a felony; (2) owned or occupied by a person exposed to HIV, diagnosed as having AIDS or any other disease not known to be transmitted through common occupancy of real estate; or (3) located in the vicinity of a sex offender.

By signing below, Buyer acknowledges receipt only of this SPDS. If Buyer disapproves of any items provided herein, Buyer shall deliver to Seller written notice of the items disapproved as provided in the Contract.

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